## VIDEO TELECONFERENCE DEPOSITION MICHAEL C. SCHEU

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NEW YORK

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QUENTIN SUTTLES,

Plaintiff,

- vs - Case No. 1-21-CV-00897

CITY OF BUFFALO,

Defendant.

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Wideo teleconference deposition of

MICHAEL C. SCHEU, present at the Office of Buffalo

Corporation Counsel, 1100 City Hall, 65 Niagara

Square, Buffalo, New York, taken pursuant to the

Federal Rules of Civil Procedure, connecting to

various locations on January 31, 2024, commencing

at 2:06 p.m., before JOAN M. METZGER-HUBBELL, CM,

Realtime Reporter, Notary Public.

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   APPEARANCES:
                     THE REDDY LAW FIRM LLC,
                     By PRATHIMA REDDY, ESQ.,
 2
                     455 Linwood Avenue,
                     Buffalo, New York 14209,
 3
                     (716) 725-0139,
                     preddy@thereddylaw.com,
 4
                     Appearing for the Plaintiff,
                     via Zoom.
 5
                     CAVETTE CHAMBERS, ESQ.,
 6
                     By ANTHONY C. DUDDY, ESQ.,
                     Assistant Corporation Counsel,
 7
                     1100 City Hall,
                     65 Niagara Square,
 8
                     Buffalo, New York
                                         14202,
                     (716) 851-4334,
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 9
                     Appearing for the Defendant,
10
                     via Zoom.
11
   PRESENT
                     OUENTIN SUTTLES
   VIA ZOOM:
                     RAJITHA NAIR,
12
                     The Reddy Law Firm LLC
13
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15
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#### Michael C. Scheu - Ms. Reddy - 01/31/2024

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14:06:42 1 THE REPORTER: Mr. Duddy, you're supplying a copy to plaintiff's counsel? 14:06:46 2 That's correct, yeah. 14:06:48 3 MR. DUDDY: MICHAEL C. SCHEU, 693 East Ferry Street, Buffalo, 4 5 New York, after being duly called and sworn via 6 video conference in compliance with CPLR 3113(d) and New York Commercial Rule 37, and whose identity was confirmed by government-issued documentation, 8 testified as follows: 14:08:04 14:08:04 10 (Off the record at 2:08 p.m.) 14:08:04 11 **EXAMINATION** BY MS. REDDY: 14:08:04 12 14:09:28 13 Okay. Officer Scheu, my name is Q. 14:09:34 14 Prathima Reddy. I'm an attorney representing 14:09:37 15 Quentin Suttles in the matter that brings you here 14:09:40 16 today, a lawsuit against the City of Buffalo police officers, yourself, and Police Officer Ammerman. 14:09:42 17 I'm going to be asking you some questions in 14:09:44 18 relation to Mr. Suttles and this case. 14:09:47 19 Are you generally aware of the allegations 14:09:49 20 being made against you, the City of Buffalo, and 14:09:51 21

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Officer Ammerman in relation to this matter?

14:09:53 22

14:09:56 23

Α.

Yes.

#### Michael C. Scheu - Ms. Reddy - 01/31/2024

- Q. Have you ever participated in a deposition before?
  - A. No.

14:09:57

14:09:58

14:10:01

14:10:03

14:10:09

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14:10:19

14:10:21 10

14:10:23 11

14:10:26 12

14:10:32 13

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- Q. Okay. So this is being conducted on Zoom, and Joan is here to record our questions and your answers, so please allow me to finish my question before you begin your answer, and she'll be recording our statements this morning, okay?
  - A. Okay.
- Q. Okay. And I also need you to respond verbally so she can get your answer correct. As you can tell, she can't record nonverbal responses.
  - A. Okay.
- Q. Have you reviewed any documents in preparation of today's deposition?
  - A. Yes.
  - Q. What did you review?
- A. I believe I just reviewed the arrest report.
  - Q. Whose arrest report?
  - A. Myself and Mr. Ammerman's.
- Q. Was that for Mr. Suttles, the plaintiff
  14:11:04 23 here today?

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14:11:05 1 For the incident, for the incident. Α. Okay. And when you say incident, are 14:11:10 2 Q. you referring to the events that occurred on May 14:11:12 3 10th, 2020? 14:11:14 4 14:11:16 5 Α. Yes. 14:11:17 6 Q. Okay. Moving forward, if you do use the word incident, I'm going to assume that you're 14:11:19 referring to the arrest and treatment of 14:11:21 Mr. Suttles on May 10th, 2020, in Buffalo. 14:11:23 9 MR. DUDDY: Objection. Form. 14:11:26 10 14:11:28 11 BY MS. REDDY: 14:11:28 12 Q. Okay? 14:11:29 13 Α. Okay. 14:11:31 14 Your attorney may object to my Q. 14:11:34 15 questions and lodge an objection for the record, 14:11:37 16 and when he's done, you'll still be required to answer my questions. So please keep that in mind. 14:11:39 17 14:11:43 18 Α. Okay. 14:11:43 19 Thank you. Besides the arrest report Q. of Mr. Suttles from May 10th, 2020, did you review 14:11:48 20 any other documents in preparation for today? 14:11:51 21 14:11:54 22 Α. No.

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Okay. Did you speak to anybody in

14:11:55 23

Q.

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## Michael C. Scheu - Ms. Reddy - 01/31/2024

				<b>-</b> , ,	6
14:11:59	1	preparat	cion	for giving testimony today?	
14:12:04	2	A	١.	No.	
14:12:16	3	Q	2.	Do you take any medication that could	
14:12:18	4	impair y	our	ability to answer my questions	
14:12:19	5	truthful	ly a	and honestly today?	
14:12:22	6	A	۸.	No.	
14:12:24	7	Q	2.	Okay. Have you consumed any alcohol or	
14:12:33	8	drugs th	nat w	ould impair your ability to answer	
14:12:36	9	honestly	, and	l truthfully to all of my questions	
14:12:39	10	today?			
14:12:39	11	A	Δ.	No.	
14:12:39	12	Q	2.	Is there any other reason you wouldn't	
14:12:41	13	be able	to a	nswer all of my questions honestly and	
14:12:44	14	truthful	ly t	oday?	
14:12:45	15	A	۸.	No.	
14:12:46	16	Q	2.	What is your current job title?	
14:13:09	17	A	۸.	I'm a patrol officer.	
14:13:13	18	Q	2.	In what district?	
14:13:17	19	A	١.	C-District, as in Charlie.	
14:13:22	20	Q	2.	I just didn't catch the last thing you	
14:13:24	21	said. C	C-Dis	strict?	
14:13:26	22	A	۸.	Yeah, C as in Charlie.	
14:13:27	23	Q	2.	Oh, as in Charlie. Got it. And how	

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
14:13:31	1	long have yo	ou been in the C-District?
14:13:32	2	Α.	Almost my whole career of probably 11
14:13:37	3	to 12 years	•
14:13:41	4	Q.	So when did you first start your
14:13:44	5	employment v	with the City of Buffalo?
14:13:47	6	A.	I believe January 13th, 2012.
14:13:53	7	Q.	Were you a probationary police officer?
14:13:57	8	A.	Yes.
14:13:58	9	Q.	In what district did you start?
14:14:00	10	A.	Bravo, B-District.
14:14:05	11	Q.	And when did you transfer to the
14:14:07	12	C-District?	
14:14:07	13	A.	A couple months after, once I finished
14:14:18	14	my training	•
14:14:20	15	Q.	Okay. So when you moved to the
14:14:21	16	C-District,	you were still a probationary police
14:14:26	17	officer?	
14:14:26	18	A.	I believe so.
14:14:28	19	Q.	Who was your supervisor at that time?
14:14:31	20	A.	Lieutenant Bartoszewicz.
14:14:56	21	Q.	Who is your current supervisor in the
14:15:06	22	C-District?	
14:15:07	23	A.	Lieutenants Velez and Lieutenant
		1	

Mi		Mi	chael C. Scheu - Ms. Reddy - 01/31/2024
14:15:21	1	Ambellan.	
14:15:21			And, sorry, I didn't hear the next one.
14:15:23			other one?
14:15:24	4	A.	
14:15:28	5	Q.	Velez, okay. And what shift do you
14:15:31	6		work on the C-District?
14:15:34	7	A.	The day shift.
14:15:36	8	Q.	What hours are those?
14:15:38	9	A.	0600 to 1600 hours.
14:15:43	10	Q.	6 a.m. to 4 p.m.; is that correct?
14:15:46	11	A.	Correct.
14:15:47	12	Q.	Was there ever a time you worked a
14:15:48	13	different	shift in the C-District?
14:15:50	14	A.	Yes.
14:15:53	15	Q.	When was that?
14:15:53	16	A.	I worked the night shift and afternoon
14:16:00	17	shift.	
14:16:03	18	Q.	What shift did you work on May 10th,
14:16:05	19	2020?	
14:16:05	20	A.	The afternoon shift.
14:16:08	21	Q.	And what what are the hours for the
14:16:12	22	afternoon	shift?
14:16:13	23	A.	3:30 p.m. to 1:30 a.m.

			Micha	mel C. Scheu - Ms. Reddy - 01/31/2024
14:16:19	1	Q	Σ.	And who was your supervisor on that
14:16:21	2	shift?		
14:16:21	3	A	۸.	Lieutenant Tripp.
14:16:31	4	Q	2.	Okay. Did you go to high school,
14:16:32	5	Officer	Sche	u?
14:16:35	6	A	١.	Yes.
14:16:35	7	Q	2.	Where did you go to high school?
14:16:36	8	A	۸.	Bishop Timon-St. Jude.
14:16:43	9	Q	2.	Where is that located?
14:16:46	10	A	۸.	It's on McKinley in South Buffalo.
14:16:51	11	Q	2.	What year did you graduate high school?
14:16:53	12	A	١.	2005.
14:16:58	13	Q	2.	What did you do after high school?
14:17:02	14	A	١.	Played junior hockey.
14:17:05	15	Ç	<u>)</u> .	Where was that?
14:17:06	16	A	۷.	Some in Buffalo and some in Toronto.
14:17:13	17	Q	2.	Okay. Professionally?
14:17:15	18	A	١.	No.
14:17:16	19	Q	2.	Okay. In what capacity did you play
14:17:18	20	junior h	ocke	у?
14:17:19	21	A	۷.	Junior A.
14:17:22	22	Q	2.	Okay. And this was your employment at
14:17:26	23	that tim	ne?	

Michael (	C.	Scheu	-	Ms.	Reddy	-	01/31/2024
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		Micn	ael C. Scheu - Ms. Reddy - 01/31/2024
14:17:26	1	A.	No. I continued schooling as I played
14:17:29	2	junior A ho	ckey.
14:17:31	3	Q.	Okay. And where did you go to school
14:17:33	4	after McKin	ley?
14:17:36	5	A.	I went to UMass Lowell, University of
14:17:42	6	Massachuset	ts at Lowell.
14:17:44	7	Q.	Okay. What years were you there?
14:17:46	8	Α.	I believe it was '09 to 2011.
14:17:53	9	Q.	Did you get a degree there?
14:17:56	10	A.	I did not finish, no.
14:18:01	11	Q.	Okay. And you played hockey there from
14:18:04	12	2009 to 201	1?
14:18:06	13	A.	Yes.
14:18:06	14	Q.	Is that right? Okay. What did you do
14:18:08	15	after 2011?	
14:18:09	16	A.	I worked at UPS.
14:18:16	17	Q.	Where was the UPS located?
14:18:19	18	A.	In Buffalo on William, Bailey and
14:18:24	19	William.	
14:18:25	20	Q.	Is UMass Lowell a four-year university?
14:18:29	21	A.	Yes.
14:18:29	22	Q.	So you dropped out after two years?
14:18:32	23	A.	Well, I was playing division 1 hockey,

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024	11
14:18:34	1	got injured	, and came home after three years.	
14:18:45	2	Q.	And what were you studying at UMass	
14:19:00	3	Lowell?		
14:19:01	4	A.	Criminal justice and psychology.	
14:19:06	5	Q.	That was going to be your major that	
14:19:08	6	you didn't	complete?	
14:19:10	7	A.	Yes.	
14:19:16	8	Q.	Is that a double major or a minor in	
14:19:19	9	psychology?		
14:19:19	10	A.	Minor.	
14:19:27	11	Q.	Okay. So you came back to Buffalo in	
14:19:28	12	2011 and wo	rked at the UPS store. How long were	
14:19:32	13	you there?		
14:19:33	14	A.	Less than a year.	
14:19:36	15	Q.	Was that your full-time job?	
14:19:38	16	A.	Yes.	
14:19:40	17	Q.	What did you do after that?	
14:19:41	18	A.	I went to the Buffalo Police Academy.	
14:19:50	19	Q.	And what year was that?	
14:19:51	20	A.	2012.	
14:19:53	21	Q.	How long is the academy?	
14:19:56	22	A.	I believe six months.	
14:20:01	23	Q.	Is that also called training?	

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
14:20:06	1	A.	Yes.
14:20:07	2	Q.	What prompted you to go to the Buffalo
14:20:11	3	Police Acade	emy?
14:20:11	4	A.	It seemed like a good career.
14:20:19	5	Q.	Are you referring to the career of a
14:20:21	6	police offic	cer?
14:20:23	7	A.	Yes.
14:20:24	8	Q.	In what way did it seem like a good
14:20:30	9	career?	
14:20:30	10	A.	It's a good way to help people, give
14:20:37	11	back to my	community.
14:20:41	12	Q.	And what were the requirements to be
14:20:43	13	admitted to	the Buffalo Police Academy at that
14:20:45	14	time?	
14:20:45	15	A.	I don't recall.
14:20:50	16	Q.	Okay. And what were the requirements
14:20:51	17	to pass tra	ining after six months with the Buffalo
14:20:56	18	Police Acade	emy?
14:20:56	19	A.	I don't recall.
14:20:58	20	Q.	What happens after six months at the
14:21:01	21	Buffalo Pol	ice Academy?
14:21:03	22	A.	We go on the streets.
14:21:07	23	Q.	Are you then considered a probationary

		Michael C. Scheu - Ms. Reddy - 01/31/2024
14:21:12	1	police officer?
14:21:13	2	A. Yes.
14:21:14	3	Q. Are there any tests that are required
14:21:17	4	before that?
14:21:19	5	A. Not that I recall.
14:21:21	6	Q. Did you take a civil service exam?
14:21:25	7	A. Yeah, prior to getting into the
14:21:27	8	academy.
14:21:28	9	Q. Okay. So before the academy you took
14:21:31	10	the civil service exam?
14:21:33	11	A. Yes.
14:21:35	12	Q. Is there a minimum score that's
14:21:40	13	required for the civil service exam?
14:21:43	14	A. I don't know.
14:21:49	15	MS. REDDY: Joan, did you get that answer?
14:21:51	16	I didn't hear it.
14:21:52	17	THE WITNESS: Oh, sorry. I don't recall. I
14:21:55	18	know there's a failing score. I don't know what it
14:21:58	19	is, though.
14:21:58	20	BY MS. REDDY:
14:21:59	21	Q. Okay. So obviously you passed?
14:22:01	22	A. Yes.
14:22:02	23	Q. Okay. Did you have to take any other

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
14:22:05	1	physical ex	am?
14:22:07	2	A.	Yes, during the academy.
14:22:12	3	Q.	Any polygraph?
14:22:16	4	A.	Yes.
14:22:16	5	Q.	Any other exam?
14:22:21	6	A.	I don't recall.
14:22:25	7	Q.	Is there a psych. exam that's required?
14:22:31	8	A.	Yes.
14:22:34	9	Q.	What does that psychological exam check
14:22:36	10	for?	
14:22:37	11	A.	I I don't recall.
14:22:41	12	Q.	Was it a written test?
14:22:44	13	A.	I believe there was a written and an
14:22:47	14	oral.	
14:22:48	15	Q.	Okay. At some time did you get the
14:22:55	16	results of	that test?
14:22:58	17	A.	Yes.
14:22:58	18	Q.	Was it in writing?
14:23:02	19	A.	I don't recall.
14:23:15	20	Q.	Okay. So at some point during your
14:23:17	21	probationar	y time you transferred from the
14:23:19	22	B-District	to the C-District; is that correct?
14:23:22	23	A.	Yes.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
		15
14:23:22	1	Q. What made you transfer?
14:23:24	2	A. To work with friends from the academy.
14:23:39	3	Q. Okay. Who were these friends?
14:23:45	4	A. The people that I worked with there,
14:23:48	5	the officers?
14:23:49	6	Q. Right.
14:23:50	7	A. People I grew up with and also from the
14:24:03	8	academy that I also went to the academy with,
14:24:18	9	officers I grew up with and went to the academy
14:24:21	10	with as well.
14:24:23	11	Q. And they were already in the
14:24:24	12	C-District?
14:24:26	13	A. Yes.
14:24:26	14	Q. What were their names?
14:24:29	15	A. At the time it was Officer Patrick
14:24:32	16	Overdorf, Officer Joshua Heidinger, Officer Jason
14:24:37	17	Heidinger, Officer Tony Shea, S-H-E-A.
14:24:57	18	Q. Anyone else?
14:24:59	19	A. That's all that's to the top that's
14:25:02	20	all I can think of right now.
14:25:04	21	Q. And so how did you get the transfer?
14:25:09	22	A. You just put in a transfer request.
14:25:12	23	Q. Okay. Are those officers still in the

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024	6
14:25:17	1	C-District?		
	2		N.o.	
14:25:19		Α.	No.	
14:25:21	3	Q.	None of them?	
14:25:24	4	A.	No. They've all been promoted and	
14:25:26	5	moved on.		
14:25:36	6	Q.	Okay. So were you always a patrol	
14:25:40	7	officer in	the C-District?	
14:25:42	8	A.	Yes.	
14:25:43	9	Q.	Okay. And what are the job duties of a	
14:25:45	10	patrol offi	cer?	
14:25:46	11	A.	Answer 911 calls, complaints, enforce	
14:25:58	12	Vehicle and	Traffic Law.	
14:26:04	13	Q.	Are you given a designated route to	
14:26:08	14	patrol?		
14:26:10	15	A.	Just the district.	
14:26:13	16	Q.	As a whole?	
14:26:15	17	A.	Yes.	
14:26:16	18	Q.	And what areas does the C-District	
14:26:18	19	cover?		
14:26:19	20	A.	From Jefferson to Bailey going east and	
14:26:24	21	west, then	Ferry to close to maybe Swan Street	
14:26:34	22	going north	and south.	
14:26:47	23	Q.	Do you have a partner?	

	ĺ		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
14:26:51	1	i	A.	Yes.
14:26:51	2	·	Q.	Who is your current partner?
14:26:53	3	i	A.	Officer Marc Hurst.
14:27:01	4	(	Q.	And who was your partner before Officer
14:27:04	5	Hurst?		
14:27:04	6	i	A.	Officer Robert States.
14:27:08	7	(	Q.	Before that?
14:27:09	8	i	A.	Officer Ron Ammerman.
14:27:14	9	·	Q.	How long was Ron Ammerman your partner?
14:27:20	10	i	A.	A year or two.
14:27:21	11	·	Q.	Which years?
14:27:22	12	i	A.	Maybe '18, '19, or '19, '20.
14:27:39	13	Ç	Q.	Through May of 2020?
14:27:42	14	i	A.	Yes.
14:27:43	15	Ç	Q.	And who was your partner before that?
14:27:45	16	i	A.	Officer Joe Blackburn.
14:27:53	17	Ç	Q.	Anyone else before that?
14:27:57	18	i	A.	Officer Patrick Overdorf.
14:28:05	19	•	Q.	Anyone we missed?
14:28:08	20	i	A.	I don't think so.
14:28:13	21	Ç	Q.	Have you ever partnered with Officer
14:28:16	22	Giarran	0?	
14:28:17	23	i	A.	Yes.

### Michael C. Scheu - Ms. Reddy - 01/31/2024

18 14:28:19 1 Q. Do you know what is the prominent racial demographic of the C-District? 14:28:43 2 14:28:46 3 MR. DUDDY: Objection. Form. THE WITNESS: Can you repeat the question, 14:28:50 4 please? 14:28:51 5 14:28:52 6 BY MS. REDDY: Sure. Do you know what is the 14:28:52 14:28:55 8 prominent racial demographic of the C-District in terms of the geographic space you just outlined to 14:28:58 9 14:29:01 10 us? MR. DUDDY: Objection. Form. 14:29:01 11 THE WITNESS: I don't know. 14:29:02 12 14:29:06 13 BY MS. REDDY: 14:29:08 14 How long has Tripp been your Q. 14:29:12 15 supervisor? 14:29:13 16 Α. She was my supervisor for those two years I was on afternoons, I believe it was '19 14:29:19 17 through '20. 14:29:24 18 Q. And does that coincide with the time 14:29:25 19 that Officer Scheu was your partner in the 14:29:30 20 C-District? 14:29:33 21 A. I'm Officer Scheu. That would have 14:29:33 22 14:29:36 23 been Officer Ammerman.

С	ase	:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 19 of 350
		Michael C. Scheu - Ms. Reddy - 01/31/2024
		19
14:29:36	1	Q. I'm sorry, Officer Ammerman.
14:29:38	2	A. Yes.
14:29:40	3	Q. So before May of 2020, how long had you
14:29:51	4	been a partner with Officer Ammerman?
14:29:57	5	A. For just for those two years. I don't
14:29:59	6	know exactly how long.
14:30:00	7	Q. So all of 2019, 2020, leading up to the
14:30:06	8	event of May 10th, 2020?
14:30:10	9	A. Yes.
14:30:15	10	Q. Okay. Outside the allegations of
14:30:27	11	today, have you ever witnessed Officer Ammerman
14:30:29	12	using force against a civilian?
14:30:32	13	MR. DUDDY: Objection. Form.
14:30:34	14	THE WITNESS: No.
14:30:36	15	BY MS. REDDY:
14:30:40	16	Q. Did you ride with Officer Ammerman on
14:30:42	17	every shift in the same vehicle when you were his
14:30:45	18	partner in 2019 and 2020?
14:30:50	19	A. I don't I'm not sure if it was the
14:30:52	20	same vehicle.
14:30:54	21	Q. Okay. So when you signify that a

Q. Okay. So when you signify that a police officer is your partner, does that include sharing a patrol car?

Michael C. Sc.	heu - Ms.	Reddy -	01/31/2024
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14:31:02 1 A. Yes. I thought you meant the exact, 2 same patrol car. 14:31:05 Oh, yeah. No, no, I just meant a 14:31:06 3 Q. patrol car. I'm sure those are changed. 14:31:08 4 14:31:11 Yeah. 5 Α. 14:31:11 6 Q. You shared some patrol car as a partner with Officer Ammerman in 2019 and 2020 during your 14:31:15 shifts? 14:31:19 8 14:31:20 9 Α. Yes. Did that entail going on all radio 14:31:20 10 Q. 14:31:23 11 calls together? 14:31:24 12 Α. Yes. When did you first meet Mr. Suttles, 14:31:29 13 14:31:31 14 | the plaintiff in this case? 14:31:36 15 Α. I don't recall. Had you met him before you encountered 14:31:38 16 Ο. him on May 10th, 2020? 14:31:41 17 14:31:45 18 Yes, I had had a prior interaction with Α.

14:31:53 20

him.

time?

14:31:53 19

14:31:55 22

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14:31:57 23

Q. You said a prior interaction, so one

A. That I can remember.

Q. Okay. When was that interaction?

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		Michael C. Scheu - Ms. Reddy - 01/31/2024 21
14:32:00	1	A. I don't recall.
14:32:02	2	Q. Okay. What happened during that
14:32:03	3	interaction?
14:32:03	4	A. Nothing. It was just a traffic stop.
14:32:16	5	Q. Traffic stop for a ticket?
14:32:19	6	A. I I believe I used my discretion and
14:32:25	7	gave him a warning and let him go.
14:32:27	8	Q. Why did you stop him?
14:32:29	9	A. I don't recall the reason for the stop.
14:32:34	10	Q. Was this in 2019?
14:32:38	11	A. I don't recall.
14:32:42	12	Q. Are you able to estimate how many years
14:32:45	13	prior to May of 2020 was this stop of Mr. Suttles
14:32:49	14	that you just testified to?
14:32:50	15	MR. DUDDY: Objection. Form.
14:32:51	16	THE WITNESS: I I don't know. I don't
14:32:53	17	recall.
14:32:53	18	BY MS. REDDY:
14:32:54	19	Q. Less than five years?
14:32:56	20	MR. DUDDY: Objection. Form.
14:32:59	21	BY MS. REDDY:
14:32:59	22	Q. Was it less than five years that you
14:33:01	23	stopped Mr. Suttles and gave him a warning before

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
			22
14:33:04	1	May of 2020	?
14:33:08	2	A.	I believe so, yes.
14:33:12	3	Q.	Was there anyone in the vehicle with
14:33:15	4	him at that	time?
14:33:16	5	A.	One passenger.
14:33:18	6	Q.	Do you know who it was?
14:33:20	7	A.	I don't recall.
14:33:21	8	Q.	Was it a male or female?
14:33:23	9	A.	Male.
14:33:27	10	Q.	And, I'm sorry, your testimony is that
14:33:51	11	you pulled	him over for a traffic violation but
14:33:53	12	gave him a	warning and let him go; is that correct?
14:33:56	13	A.	Yes.
14:33:57	14	Q.	Okay. Did you discuss anything else
14:34:00	15	with him du	ring that stop?
14:34:05	16	A.	I don't recall.
14:34:06	17	Q.	Did you search him during that stop?
14:34:09	18	A.	I believe so, yes.
14:34:12	19	Q.	Did you ask him to exit the vehicle
14:34:14	20	during that	stop?
14:34:18	21	A.	Yes.
14:34:20	22	Q.	Did you ask the passenger to exit the
14:34:22	23	vehicle dur	ing that stop?

		Michae	el C. Scheu - Ms. Reddy - 01/31/2024	ĺ
14:34:25	1	<b>A</b> . Y	es.	
14:34:26	2	<b>Q.</b> 0	kay. What prompted the search of	
14:34:31	3	Mr. Suttles d	uring that stop?	
14:34:34	4	<b>A</b> . A	strong odor of marijuana.	
14:34:44	5	Q. W	ho was your partner at the time?	
14:34:48	6	<b>A</b> . I	think I was by myself.	
14:34:57	7	Q. W	ere you wearing a body cam?	
14:35:00	8	A. W	e weren't issued body cams back then.	
14:35:04	9	Q. W	hen were body cams issued?	
14:35:07	10	MR. DU	DDY: Objection. Form.	
14:35:10	11	THE WI	TNESS: I don't recall exactly when.	
14:35:12	12	BY MS.	REDDY:	
14:35:12	13	Q. D	o you recall what year?	
14:35:14	14	A. N	O.	
14:35:17	15	Q. S	o sometime before body cams were	
14:35:19	16	issued, you s	topped Mr. Suttles, gave him a	
14:35:25	17	warning, but	searched him because of the smell of	
14:35:28	18	marijuana in	the vehicle; is that correct?	
14:35:31	19	<b>A.</b> Y	es.	
14:35:32	20	<b>Q.</b> 0	kay. Did you retrieve any marijuana	
14:35:34	21	during that s	top?	
14:35:37	22	<b>A.</b> I	don't recall.	
14:35:46	23	Q. W	ell, had you found marijuana, would he	

			Mich	ael C. Scheu - Ms. Reddy - 01/31/2024 2	:4
14:35:48	1	have re	ceive	ed a warning?	
14:35:50	2		A.	Depending on the amount.	
14:35:54	3		Q.	What amount?	
14:35:57	4		A.	Misdemeanor amounts of marijuana I	
14:36:05	5	would -	- I q	guess.	
14:36:05	6		Q.	What's a misdemeanor amount?	
14:36:08	7		A.	I don't know the exact amount.	
14:36:16	8		Q.	But your testimony is that if it's less	
14:36:19	9	than a	misde	emeanor amount, you would give him a	
14:36:22	10	warning	; is	that correct?	
14:36:26	11		A.	Yes.	
14:36:27	12		Q.	Okay. And how would you determine if	
14:36:29	13	it was	less	than a misdemeanor amount or not?	
14:36:32	14		A.	It would be weighed.	
14:36:34	15		Q.	It would be weighed at the scene?	
14:36:39	16		A.	Yes.	
14:36:41	17		Q.	How is it weighed at the scene?	
14:36:44	18		A.	Scale.	
14:36:45	19		Q.	Where's the scale?	
14:36:48	20		A.	In some patrol vehicles.	
14:36:51	21		Q.	Did your patrol vehicle have a scale?	
14:36:54	22		A.	Most likely, but if not, I would call	
14:36:58	23	someone	to k	oring one.	

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14:37:05	1	Q. What type of search is allowed when an
14:37:25	2	officer smells marijuana in a vehicle during a
14:37:27	3	routine stop?
14:37:31	4	A. Back then it was probable cause to
14:37:33	5	search the entire vehicle.
14:37:40	6	Q. What about the person?
14:37:43	7	A. Yes, as well as the person.
14:37:45	8	Q. And what does a search of the person
14:37:48	9	entail?
14:37:50	10	A. A pat-down frisk.
14:37:54	11	Q. Is that it?
14:37:57	12	A. Yes.
14:37:58	13	Q. Are you allowed to touch a citizen's
14:38:01	14	private areas during that search of a person?
14:38:03	15	MR. DUDDY: Objection. Form.
14:38:05	16	THE WITNESS: Are we allowed to? I believe
14:38:11	17	so, but I wouldn't. Not on purpose.
14:38:16	18	BY MS. REDDY:
14:38:22	19	Q. Outside the pat-down frisk, what else
14:38:24	20	is allowed during the stop of a civilian?
14:38:30	21	MR. DUDDY: Objection. Form.
14:38:33	22	BY MS. REDDY:
14:38:34	23	Q. You testified I'm just going to

Michael	C.	Scheu	_	Ms.	Reddy	_	01	/31	/2024
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		Michael C. Scheu - Ms. Reddy - 01/31/2024
		26
14:38:35	1	rephrase.
14:38:35	2	You testified a few minutes ago that a
14:38:37	3	pat-down frisk is an allowable search of a person
14:38:43	4	during a stop; is that correct?
14:38:45	5	A. Yes.
14:38:46	6	Q. What else is allowed besides a pat-down
14:38:49	7	frisk during the stop of a civilian in the search
14:38:52	8	of that person?
14:38:53	9	MR. DUDDY: Objection. Form.
14:38:56	10	THE WITNESS: Searching the vehicle as well.
14:38:59	11	BY MS. REDDY:
14:38:59	12	Q. Right. We established that. Does that
14:39:01	13	include the trunk?
14:39:03	14	A. Yes.
14:39:04	15	Q. Okay. But in terms of person, you have
14:39:07	16	indicated that a pat-down frisk is an allowable
14:39:09	17	search of a civilian during a stop?
14:39:11	18	MR. DUDDY: Objection. Form.
14:39:12	19	BY MS. REDDY:
14:39:13	20	Q. Is that correct?
14:39:13	21	A. I believe I answered the question.
14:39:16	22	Q. Right. So my follow-up question to
14:39:18	23	that which you answered affirmatively is, is there

anything else that's allowed besides a pat-down frisk of the search of the person, to which you responded the vehicle, but we're not discussing the vehicle. Just focusing on the search of the person, is there anything else besides the pat-down frisk that you just testified to as being allowable of the search of a person during a stop?

- A. No. That's all I would have done.
- Q. Is that all you're allowed to do?

MR. DUDDY: Objection. Form.

THE WITNESS: I believe so.

#### BY MS. REDDY:

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- Q. Okay. Now, you used the words back then. Can you specify if you're referring to some change between now and then?
  - A. The state laws regarding marijuana.
  - Q. Okay. What's the change?

MR. DUDDY: Objection. Form.

#### BY MS. REDDY:

- Q. What's the change you're referring to?
- A. It's legal now. It wasn't then.
- Q. Then, meaning the stop of Mr. Suttles before May of 2020?

Michael	С.	Scheu	_	Ms.	Reddy	_	01/31/2024
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		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
14:40:17	1	A.	It was still illegal then as well.
14:40:24	2	Q.	Right. But let's just anchor some
14:40:28	3	times here.	When you say "then," are you referring
14:40:29	4	to the stop	of Mr. Suttles that you testified to
14:40:32	5	where you ga	ave him a warning?
14:40:33	6	A.	Yes.
14:40:34	7	Q.	As then?
14:40:36	8	A.	Yes.
14:40:37	9	Q.	Okay. Does that also apply in May of
14:40:40	10	2020?	
14:40:41	11	A.	It was still illegal in May of 2020.
14:40:44	12	Q.	Okay. And what is your current
14:40:45	13	understandin	ng of the legality of marijuana in
14:40:48	14	New York Sta	ate?
14:40:48	15	Α.	The current standing is that it's legal
14:40:51	16	up to a cert	tain amount.
14:40:53	17	Q.	Do you know what that amount is?
14:40:57	18	Α.	I do not.
14:41:04	19	Q.	When did that change take place?
14:41:09	20	Α.	I don't know.
14:41:12	21	Q.	Was there a time you were made aware of
14:41:14	22	a change in	your job responsibilities as a result?
14:41:19	23	A.	Yes.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
14:41:19	1	Q. What was that?
14:41:20	2	A. I don't recall when.
14:41:24	3	Q. Oh, okay. When is a fair question, you
14:41:28	4	don't recall. I was asking what that was.
14:41:30	5	A. When the change went into effect?
14:41:34	6	Q. No, what was communicated to you
14:41:37	7	regarding the change.
14:41:42	8	MR. DUDDY: Objection. Form.
14:41:43	9	THE WITNESS: That marijuana was legal up to
14:41:45	10	a certain amount.
14:41:46	11	BY MS. REDDY:
14:41:47	12	Q. Okay. And how did that impact your job
14:41:49	13	duties?
14:41:49	14	A. We didn't we no longer it didn't
14:41:59	15	give us probable cause to search a vehicle.
14:42:04	16	Marijuana no longer gave us probable cause to
14:42:06	17	search a vehicle.
14:42:07	18	Q. What about the person?
14:42:08	19	A. Or the person.
14:42:13	20	Q. Okay. In May of 2020 if you smelled
14:42:19	21	marijuana in the vehicle, were you allowed to do a
14:42:22	22	pat-down search of a civilian?
14:42:24	23	A. Yes.

Michael	C.	Scheu	_	Ms.	Reddy	_	01	/31	/2024
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14:42:25	1	Q. Were you allowed to do any further
14:42:27	2	searches of a civilian?
14:42:30	3	MR. DUDDY: Objection. Form.
14:42:32	4	BY MS. REDDY:
14:42:33	5	Q. In May of I'm going to rephrase.
14:42:35	6	In May of 2020, outside of a pat-down frisk
14:42:39	7	search, were you allowed to do any other search of
14:42:41	8	a person during a stop where you smelled marijuana?
14:42:45	9	A. No, not unless you felt something.
14:42:50	10	Q. What do you mean by felt something?
14:42:53	11	A. If you felt what would be narcotics in
14:42:58	12	their pants, you'd be allowed to retrieve it.
14:43:04	13	Q. Okay. Felt something. Can you explain
14:43:06	14	to me what is a pat-down frisk?
14:43:11	15	A. It's a it's a pat-down frisk with
14:43:18	16	your hands of the the subject and his person.
14:43:30	17	MS. REDDY: I'm sorry, Joan, can you just
14:43:32	18	read that back, please.
14:43:33	19	(The above-requested testimony was then read
14:43:57	20	by the reporter.)
14:43:57	21	BY MS. REDDY:
14:43:57	22	Q. What body parts are you allowed to
14:43:59	23	touch during a pat-down frisk?

C	ase	1:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 31 01 350
		Michael C. Scheu - Ms. Reddy - 01/31/2024
		31
14:44:01	1	MR. DUDDY: Objection. Form.
14:44:03	2	THE WITNESS: The entire body.
14:44:07	3	BY MS. REDDY:
14:44:12	4	Q. Are you is pat-down being used
14:44:14	5	how are the words pat-down being used? Are they
14:44:17	6	being used literally?
14:44:21	7	A. Yes.
14:44:22	8	Q. So you're able to pat down. Are you
14:44:25	9	able to squeeze?
14:44:26	10	MR. DUDDY: Objection. Form.
14:44:30	11	BY MS. REDDY:
14:44:31	12	Q. Is it allowable to squeeze during a
14:44:33	13	pat-down frisk?
14:44:36	14	A. Yes.
14:44:38	15	Q. Okay. Now, what happens if an officer
14:44:59	16	feels something during a pat-down frisk?
14:45:03	17	A. They ask the defendant what it was, the
14:45:08	18	subject what it was, what it might be.
14:45:13	19	Q. And then?
14:45:14	20	A. I would use my experience and knowledge
14:45:18	21	of what I felt, dealt with in prior dealings to
14:45:24	22	what I thought I felt.

Q. And at that point are you allowed to do

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14:45:33 1 a bigger search?

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14:47:02 20

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- A. If I believe there are narcotics, yes.
- Q. And what search are you allowed to do at that time?
- A. At that point I would detain the subject and retrieve the item wherever I felt it.
- Q. What methods are you allowed to use to retrieve the item?
- A. Once -- once the subject was detained,
  I would try to verbally ask them what it was and
  where it was so that I wouldn't have to go through
  it myself, but if I had to -- but if one -- but as
  an officer, we would have to retrieve it.
  - Q. At the scene there?
  - A. Yes.
- Q. And what you've just outlined for us, is this the City of Buffalo policy?
  - A. Yes.
  - Q. Was it the policy in 2020?
  - A. Yes.
  - Q. Is it the policy now?
  - A. Yes.
    - Q. And what policy are you referring to?

	I	Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
			33
14:47:11	1	MR. I	OUDDY: Objection. Form.
14:47:12	2	THE V	VITNESS: The City of Buffalo's policy.
14:47:18	3	BY MS	S. REDDY:
14:47:18	4	Q.	Is there a name?
14:47:22	5	A.	Pat-down frisk.
14:47:30	6	Q.	And what document is this policy
14:47:34	7	contained ir	1?
14:47:35	8	A.	Possibly our manual of procedures.
14:47:39	9	Q.	Sorry, you said the manual of
14:47:41	10	procedures?	
14:47:47	11	A.	Manual of procedures, sorry.
14:48:06	12	Q.	Does this policy allow you to search
14:48:13	13	the person o	of all passengers in the vehicle?
14:48:19	14	A.	Are you talking about in 2020?
14:48:24	15	Q.	Yes.
14:48:25	16	A.	Yes, the odor of marijuana would give
14:48:28	17	us probable	cause to search the vehicle and all the
14:48:32	18	passengers.	
14:48:32	19	Q.	What type of search of the passengers?
14:48:36	20	A.	The same search.
14:48:41	21	Q.	The pat-down frisk?
14:48:43	22	A.	Yes.
14:48:47	23	Q.	Now, has that search changed since May

	Michael C. Scheu - Ms. Reddy - 01/31/2024
14:48:50 1	of 2020?
14:48:55 2	A. In regards to marijuana? Yes, I
14:49:01 3	believe so.
14:49:01 4	Q. Okay. Yeah, we just discussed that.
14:49:05 5	That's what you're referring to?
14:49:06 6	A. Yes.
14:49:09 7	Q. Do you know why this legislation was
14:49:12 8	changed with respect to marijuana laws?
14:49:14 9	MR. DUDDY: Objection. Form.
14:49:14 10	THE WITNESS: No.
14:49:17 11	BY MS. REDDY:
14:49:29 12	Q. So what time did you start your shift
14:49:31 13	on May 10th, 2020?
14:49:33 14	A. 3:30 p.m.
14:49:37 15	Q. Okay. So let's talk about this
14:49:44 16	incident. How did you come to meet Mr. Suttles on
14:49:46 17	May 10th, 2020?
14:49:47 18	A. It was a traffic stop.
14:49:52 19	Q. For what?
14:49:53 20	A. He was going the wrong way down a
14:49:58 21	one-way street.
14:50:03 22	Q. How did you first notice that?
14:50:05 23	A. Just observed it.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
		33
14:50:08	1	Q. What street?
14:50:09	2	A. I believe it was Madison Street.
14:50:16	3	Q. Is that when you first saw Mr. Suttles,
14:50:19	4	on Madison Street?
14:50:21	5	MR. DUDDY: Objection. Form.
14:50:23	6	THE WITNESS: Physically, yes.
14:50:26	7	BY MS. REDDY:
14:50:27	8	Q. Sorry, what was that word?
14:50:29	9	A. Yes.
14:50:30	10	Q. Okay. Were you driving behind him on
14:50:39	11	Madison Street?
14:50:42	12	A. Yes.
14:50:43	13	Q. That's the first time you noticed
14:50:45	14	Mr. Suttles?
14:50:48	15	A. Yes.
14:50:48	16	Q. Did you see the vehicle prior to
14:50:50	17	Madison Street?
14:50:53	18	A. Yes.
14:50:53	19	Q. Where did you see the vehicle?
14:50:56	20	A. At a gas station on Jefferson.
14:51:06	21	Q. What was that vehicle doing at the gas
14:51:09	22	station?
14:51:10	23	A. I believe it was parked.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
14:51:14	1	Q. Was it getting gas?
14:51:17	2	A. I don't recall.
14:51:23	3	Q. Did you notice Mr. Suttles at the gas
14:51:25	4	station on May 10th, 2020?
14:51:28	5	A. I don't believe so.
14:51:30	6	Q. What made you notice the vehicle parked
14:51:33	7	at the gas station?
14:51:37	8	A. I know he's known to operate the
14:51:39	9	vehicle, but I don't recall physically seeing him
14:51:43	10	in the vehicle or at that time at the gas station.
14:51:54	11	Q. What vehicle are you referring to?
14:51:57	12	A. I believe it was a Chevy Cobalt, gray
14:52:02	13	in color.
14:52:03	14	Q. Is that his vehicle?
14:52:05	15	MR. DUDDY: Objection. Form.
14:52:07	16	THE WITNESS: I don't recall who the vehicle
14:52:10	17	was registered to.
14:52:13	18	BY MS. REDDY:
14:52:15	19	Q. But you associated that vehicle with
14:52:16	20	Mr. Suttles; is that correct?
14:52:19	21	A. Yes.
14:52:24	22	Q. And who were you with at that time?
14:52:30	23	A. Officer Ronald Ammerman.

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024	37
14:52:35	1	Q.	What street were you driving down?	
14:52:42	2	Α.	Jefferson.	
14:52:46	3	Q.	And you passed the gas station on	
14:52:49	4	Jefferson?		
14:52:50	5	A.	Yes.	
14:52:50	6	Q.	Did you drive past the gas station?	
14:52:54	7	A.	Yes.	
14:52:55	8	Q.	Was there a time where Mr. Suttles	
14:52:59	9	was there a	time where that vehicle pulled out of	
14:53:01	10	that gas sta	ation?	
14:53:04	11	A.	Yes.	
14:53:04	12	Q.	How did you notice that?	
14:53:06	13	A.	I observed it.	
14:53:10	14	Q.	In your rearview?	
14:53:14	15	A.	I don't recall if I I don't recall	
14:53:19	16	if it was th	ne rearview mirror.	
14:53:21	17	Q.	Okay.	
14:53:21	18	A.	I just remember observing the vehicle.	
14:53:26	19	Q.	It was what?	
14:53:27	20	A.	I just remember observing the vehicle.	
14:53:30	21	Q.	So you observed the vehicle pulling out	-
14:53:31	22	of the gas s	station as you were driving past; is	
14:53:35	23	that correct	<b>:</b> ?	

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024	ĺ
14:53:35	1	A.	I don't recall.	
14:53:38	2	Q.	Okay. Did your patrol vehicle and the	
14:53:41	3	Chevy Cobal	t cross paths at any point?	
14:53:47	4	Α.	I believe so, yes.	
14:53:49	5	Q.	Were these two vehicles going in	
14:53:52	6	opposite di:	rections?	
14:53:58	7	A.	Yes.	
14:54:02	8	Q.	Okay. What happened next?	
14:54:07	9	A.	I made a U-turn and got behind the	
14:54:10	10	vehicle.		
14:54:10	11	Q.	So I'm sorry, let's just get one	
14:54:14	12	question ou	t of the way. Were you driving the	
14:54:16	13	vehicle, or	was Officer Ammerman driving the	
14:54:19	14	vehicle?		
14:54:19	15	A.	I was.	
14:54:21	16	Q.	What prompted you to take a U-turn on	
14:54:24	17	Jefferson?		
14:54:25	18	A.	Like I said, I know the vehicle as	
14:54:27	19	being assoc	iated with Mr. Suttles.	
14:54:35	20	Q.	So you took a U-turn and followed that	
14:54:39	21	vehicle?		
14:54:40	22	Α.	Yes, yes.	
14:54:47	23	Q.	What happened next?	

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14:54:49	1	A. We initiated a we initiated we
14:54:56	2	observed the vehicle going down one way the wrong
14:55:01	3	direction and initiated a traffic stop.
14:55:03	4	Q. Does Madison run perpendicular to
14:55:05	5	Jefferson?
14:55:07	6	A. Yes.
14:55:07	7	Q. Okay. So how long down Jefferson did
14:55:10	8	you travel before you hit Madison Street?
14:55:13	9	A. As I made the U-turn, the vehicle sped
14:55:16	10	up, turned down Eagle, and then made a quick
14:55:20	11	evasive turn down Madison going the wrong way, and
14:55:23	12	that's when we initiated the traffic stop.
14:55:27	13	Q. But you were already following that
14:55:29	14	vehicle when you took a U-turn on Jefferson.
14:55:29	15	A. I wasn't behind it yet, no. As I made
14:55:31	16	the U-turn, the vehicle sped up.
14:55:35	17	Q. Right. But you were already behind
14:55:37	18	that vehicle making your U-turn.
14:55:40	19	MR. DUDDY: Form.
14:55:41	20	BY MS. REDDY:
14:55:41	21	Q. Is that correct?
14:55:41	22	A. I wasn't behind the vehicle. I was
14:55:43	23	making the U-turn. I didn't get behind the vehicle

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14:55:46	1	until	we	were	on	Madison.					
14:55:48	2		Q.	. 01	kay.	. But	well,	how	did	you	know

- 14:55:52 3 where the vehicle was going?
  - A. As I caught up to it as it had been making a left-hand turn onto the one-way.
    - Q. Okay. So let's just go through some of the intersections that I'm not necessarily as familiar with. You're going down Jefferson?
      - A. Yes.
      - Q. Eagle is perpendicular to Jefferson?
      - A. Yes.
      - Q. And after Eagle is Madison?
    - A. No. Eagle runs north -- Eagle runs east and west. Madison runs north-south.
    - Q. Okay. So you're going down Jefferson. What's the first street you see that's perpendicular?
      - A. East Eagle, or Eagle.
    - Q. Okay. So at some point you're both heading in the same direction on Jefferson; is that correct?
    - A. No, I made a U-turn going back towards the gas station, and he turned coming out of the

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14:56:46 22 14:56:50 23

		Michael C. Scheu - Ms. Reddy - 01/31/2024
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14:56:56	1	gas station.
14:56:57	2	Q. A U-turn?
14:56:58	3	A. I made the U-turn, yes.
14:57:01	4	Q. Okay. Right. So at some point you're
14:57:02	5	both travelling in the same direction; is that
14:57:08	6	correct?
14:57:08	7	A. Yes.
14:57:08	8	Q. Is that on Jefferson?
14:57:12	9	A. As I was making the U-turn, I believe
14:57:15	10	he was turning up Eagle.
14:57:18	11	Q. Okay. What turn did he make on Eagle?
14:57:22	12	A. He made a right-hand turn on Eagle.
14:57:24	13	Q. Okay. And then did you make a
14:57:25	14	right-hand turn on Eagle behind him?
14:57:29	15	A. Yes.
14:57:31	16	Q. And how many blocks ahead is Madison?
14:57:35	17	A. It's one block. It's the first block.
14:57:38	18	Q. First block. And what prompted your
14:57:48	19	stop of the vehicle on May 10th, 2020?
14:57:51	20	MR. DUDDY: Objection. Form.
14:57:52	21	THE WITNESS: He was going the wrong way
14:57:55	22	down a one-way.
14:57:56	23	BY MS. REDDY:

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14:57:56	1	Q. On Madison?
14:57:57	2	A. Yes.
14:57:58	3	Q. After you followed him on Jefferson and
14:58:00	4	Eagle, you're referring to the next street, which
14:58:02	5	is Madison; is that correct?
14:58:04	6	MR. DUDDY: Objection. Form.
14:58:06	7	THE WITNESS: Yes, on Madison.
14:58:08	8	BY MS. REDDY:
14:58:08	9	Q. Okay. Tell us what happens on Madison
14:58:19	10	after you noticed Mr. Suttles was going one way,
14:58:25	11	going down the one-way sorry, just for Joan's
14:58:28	12	sake I'm going to say it again going down the
14:58:32	13	one-way on Madison?
14:58:33	14	A. Going down the one-way the wrong way we
14:58:36	15	initiated a traffic stop.
14:58:37	16	Q. How did you do that?
14:58:40	17	A. Activated our overhead lights.
14:58:45	18	Q. Was Mr. Suttles attempting to correct
14:58:48	19	his direction going wrong on the one-way street?
14:58:51	20	MR. DUDDY: Objection. Form.
14:58:55	21	THE WITNESS: I don't know what he was
14:58:56	22	attempting to do.
14:58:57	23	BY MS. REDDY:

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
14:58:57	1	Q. Which direction was his car facing when
14:59:00	2	you put on your headlights?
14:59:03	3	A. I believe he was still going forward,
14:59:05	4	then turning into a driveway.
14:59:10	5	Q. Okay. So was he perpendicular to your
14:59:13	6	vehicle by then?
14:59:16	7	MR. DUDDY: Objection. Form.
14:59:18	8	THE WITNESS: He was on an angle, I guess.
14:59:20	9	BY MS. REDDY:
14:59:20	10	Q. Okay. So were you blocking the street?
14:59:27	11	A. Was I blocking the street?
14:59:29	12	Q. Were both cars blocking the street?
14:59:33	13	A. Yeah, I guess.
14:59:35	14	Q. Okay. So what happened after you put
14:59:38	15	your sirens on?
14:59:39	16	A. I just activated overhead lights. We
14:59:41	17	didn't use sirens.
14:59:44	18	Q. Oh, sorry. That's two different
14:59:46	19	things? Okay. So you turn on your headlights?
14:59:48	20	A. Yes, overhead.
14:59:49	21	Q. What happened next?
14:59:51	22	A. The overhead lights. We approached the
14:59:54	23	vehicle.

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
14:59:56	1	Q.	Who's "we"?
14:59:57	2	Α.	Myself and Officer Ammerman.
15:00:00	3	Q.	Okay. What happened next?
15:00:03	4	Α.	The first thing I noticed was a strong
15:00:07	5	odor of mar	ijuana coming from the vehicle.
15:00:10	6	Q.	Which side of the vehicle did you
15:00:13	7	approach?	
15:00:14	8	Α.	Driver's side.
15:00:16	9	Q.	Okay. And where was Officer Ammerman?
15:00:21	10	Α.	Passenger's side.
15:00:25	11	Q.	Okay. So let's just start with you
15:00:28	12	approaching	the window of Mr. Suttles. What did
15:00:31	13	you do next	?
15:00:33	14	Α.	I believe I asked for his license.
15:00:35	15	Q.	Okay.
15:00:38	16	Α.	And then we I guess had a conversation.
15:00:42	17	Q.	What was the conversation?
15:00:44	18	Α.	I don't recall the exact conversation,
15:00:48	19	but I do re	member asking if they had smoked any
15:00:53	20	weed.	
15:01:00	21	Q.	Okay. Then what?
15:01:03	22	Α.	I believe they said they had, and I
15:01:09	23	went back to	o the car to run his license.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
15:01:13	1	Q. Okay. And what was Officer Ammerman
15:01:16	2	doing?
15:01:17	3	A. I don't
15:01:17	4	MR. DUDDY: Objection. Form.
15:01:18	5	THE WITNESS: I don't recall.
15:01:19	6	BY MS. REDDY:
15:01:20	7	Q. Was he standing at the passenger
15:01:22	8	window?
15:01:23	9	MR. DUDDY: Objection. Form.
15:01:24	10	THE WITNESS: I don't recall if he came back
15:01:26	11	to the vehicle or remained in the car.
15:01:30	12	BY MS. REDDY:
15:01:30	13	Q. Okay. So you went back to the patrol
15:01:33	14	car to run Mr. Suttles' license; is that correct?
15:01:37	15	A. As far as I remember, yes.
15:01:39	16	Q. Okay. And where was Mr. Suttles at
15:01:44	17	that time?
15:01:44	18	A. Still in the driver's seat.
15:01:47	19	Q. Okay. What happened next?
15:01:49	20	A. I approached the car again and asked
15:01:54	21	him to step out.
15:01:56	22	Q. Why did you ask him to step out?
15:01:58	23	A. Because of the strong odor of

		Michael C. Scheu - Ms. Reddy - 01/31/2024
15:02:02	1	marijuana.
15:02:07	2	Q. Did you talk to him about going the
15:02:09	3	wrong way on Madison Street at that time?
15:02:15	4	A. I don't recall.
15:02:22	5	Q. Did Mr. Suttles ever explain why he was
15:02:25	6	going the wrong direction on a one-way street?
15:02:27	7	MR. DUDDY: Objection. Form.
15:02:28	8	THE WITNESS: I don't recall.
15:02:32	9	BY MS. REDDY:
15:02:33	10	Q. Okay. So what happened after
15:02:35	11	Mr. Suttles stepped out of the vehicle?
15:02:39	12	A. I was conducting a pat-down search.
15:02:49	13	Q. Okay.
15:02:51	14	A. And during that pat-down frisk, I felt
15:02:55	15	what I believed to be narcotics in his pants.
15:02:57	16	Q. What did you feel?
15:02:58	17	A. I believed I felt crack cocaine.
15:03:03	18	Q. Where?
15:03:04	19	A. Between his legs.
15:03:11	20	Q. Can you be more specific? Where
15:03:15	21	between his legs?
15:03:16	22	A. His groin area.
15:03:18	23	Q. His groin area?

	ĺ	Michael C. Scheu - Ms. Reddy - 01/31/2024
		4 /
15:03:21		A. Yes, yeah, I guess that's what you call
15:03:23	2	it.
15:03:25	3	Q. Okay. How did you know that to feel
15:03:34	4	like crack cocaine?
15:03:37	5	A. Experience. I've handled crack cocaine
15:03:44	6	many times.
15:03:44	7	Q. So by texture?
15:03:49	8	A. Yes.
15:03:50	9	Q. Did you feel a bag?
15:03:55	10	A. I felt a texture of what I believed to
15:03:58	11	be crack cocaine.
15:03:59	12	Q. In a baggie or just loose?
15:04:01	13	MR. DUDDY: Objection. Form.
15:04:02	14	THE WITNESS: From what I recall, I believe
15:04:07	15	it would have been a bag.
15:04:09	16	BY MS. REDDY:
15:04:10	17	Q. How large did you feel that bag to be?
15:04:11	18	A. Possibly an eight-ball.
15:04:15	19	Q. What's an eight-ball?
15:04:17	20	A. An eighth of an ounce.
15:04:25	21	Q. An eighth of an ounce. Now, how did
15:04:37	22	I'm sorry, how did you determine that it was crack
15:04:39	23	cocaine and not any other substance or

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15:04:43	1	A. Like I said, from my experience dealing
15:04:45	2	with crack cocaine.
15:04:48	3	Q. Was that in a powder form?
15:04:51	4	A. It is in a rocky rocky a
15:04:56	5	rock-like form as well as powder.
15:04:59	6	Q. Mixed together?
15:05:02	7	MR. DUDDY: Objection. Form.
15:05:04	8	BY MS. REDDY:
15:05:05	9	Q. Is it your testimony that the
15:05:06	10	rocky-like substance is mixed with some type of
15:05:09	11	powdery substance?
15:05:10	12	MR. DUDDY: Objection. Form.
15:05:13	13	THE WITNESS: Yes.
15:05:14	14	BY MS. REDDY:
15:05:15	15	Q. Okay. But you initially testified that
15:05:27	16	you smelled marijuana in the car; is that correct?
15:05:30	17	A. Yes.
15:05:31	18	Q. Was there any indication that there was
15:05:33	19	crack cocaine in the car at that time?
15:05:38	20	A. No.
15:05:39	21	Q. Now, where exact when you say groin,
15:05:43	22	where exactly do you mean?
15:05:45	23	A. Like thigh area, like inner thigh area,

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	1	Michael C. Scheu - Ms. Reddy - 01/31/2024
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15:05:55	1	waistband, inner thigh area.
15:06:00	2	Q. So between his two thighs?
15:06:04	3	A. Possibly
15:06:11	4	Q. I'm sorry, I didn't hear your answer.
15:06:13	5	Possibly what?
15:06:14	6	A. Like inner thigh, right inner thigh
15:06:18	7	area.
15:06:18	8	Q. The right inner thigh area, okay. To
15:06:22	9	the groin is the area between your abdomen and your
15:06:24	10	thigh on either side of the body?
15:06:28	11	A. Yes.
15:06:29	12	MR. DUDDY: Objection. Form.
15:06:30	13	BY MS. REDDY:
15:06:31	14	Q. Is that what you mean when you say
15:06:32	15	groin?
15:06:33	16	A. Yes.
15:06:33	17	Q. Okay. And you said the right side,
15:06:35	18	right?
15:06:37	19	A. Yes.
15:06:39	20	Q. Okay. Now, that's a pretty big space,
15:06:42	21	then, between the abdomen and the thigh. So in
15:06:44	22	between there, there are other body parts. Are you

15:06:47 23 specifying any other body part when you say groin?

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15:06:50	1	A. I guess you could say his genitals.
15:06:53	2	Q. Genitals, okay. Under his genitals?
15:06:59	3	A. Like thigh, thigh area I would say.
15:07:08	4	Q. Okay. I'm just trying to get some
15:07:10	5	clarity here. The groin is a large area of the
15:07:13	6	body. It's between your abdomen and your thigh,
15:07:17	7	and you've testified that on the right-hand side
15:07:20	8	you believed to have felt an eighth of an ounce of
15:07:24	9	crack cocaine, and I'm just trying to get more
15:07:28	10	specificity about where you thought that object
15:07:32	11	was.
15:07:32	12	MR. DUDDY: Just a point of order. Was
15:07:34	13	there something humorous said there or the way
15:07:34 15:07:42		
	14	that question was asked, can you rephrase that
15:07:42	14 15	that question was asked, can you rephrase that
15:07:42 15:07:44	14 15 16	that question was asked, can you rephrase that question, please?
15:07:42 15:07:44 15:07:45	14 15 16 17	that question was asked, can you rephrase that question, please?  MS. REDDY: No.
15:07:42 15:07:44 15:07:45 15:07:45	14 15 16 17	that question was asked, can you rephrase that question, please?  MS. REDDY: No.  MR. DUDDY: All right.
15:07:42 15:07:44 15:07:45 15:07:45	14 15 16 17 18	that question was asked, can you rephrase that question, please?  MS. REDDY: No.  MR. DUDDY: All right.  BY MS. REDDY:
15:07:42 15:07:44 15:07:45 15:07:45 15:07:46 15:07:47	14 15 16 17 18 19	that question was asked, can you rephrase that question, please?  MS. REDDY: No.  MR. DUDDY: All right.  BY MS. REDDY:  Q. Can you be more specific, officer?
15:07:42 15:07:44 15:07:45 15:07:45 15:07:46 15:07:47	14 15 16 17 18 19 20 21	that question was asked, can you rephrase that question, please?  MS. REDDY: No.  MR. DUDDY: All right.  BY MS. REDDY:  Q. Can you be more specific, officer?  A. Between his legs.
15:07:42 15:07:44 15:07:45 15:07:45 15:07:46 15:07:47 15:07:48	14 15 16 17 18 19 20 21 22	that question was asked, can you rephrase that question, please?  MS. REDDY: No.  MR. DUDDY: All right.  BY MS. REDDY:  Q. Can you be more specific, officer?  A. Between his legs.  Q. Right. Between his legs. In his thigh

#### BY MS. REDDY:

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Q. Earlier you said genitals. So I want to be very specific. I'd like you to specify --(Reporter interruption.)

MS. REDDY: Please let me finish my question, officer.

THE WITNESS: Okay. Sorry.

#### BY MS. REDDY:

- Q. I would like you to answer, but I would like to get my question in the record, please.
  - A. Yes, ma'am.
- Q. Thank you. I'd like you to specify which body part exactly between the abdomen and the thigh you claim to have felt an eighth of an ounce of crack cocaine on Mr. Suttles on May 10th, 2020.
- A. First I believe to have found it in his groin area around -- where I first felt it, his groin area around his -- closer to his waistband, and as I continued to search, I felt it between his legs, between his thighs and his genitals.
- Q. Okay. So first you thought you felt it at his waistband; is that correct?
  - A. If I recall correctly, closer to his

#### Michael C. Scheu - Ms. Reddy - 01/31/2024 52 15:09:06 1 waistband. 2 But there was, in fact, nothing in his 15:09:06 0. waistband; is that correct? 15:09:09 3 MR. DUDDY: Objection. 15:09:10 4 Form. THE WITNESS: No, I believe during the 15:09:11 5 15:09:14 6 frisk, it moved. BY MS. REDDY: 15:09:16 How did it move? 15:09:16 8 Q. 9 MR. DUDDY: Objection. 15:09:18 Form. 15:09:21 10 THE WITNESS: Gravity. 15:09:23 11 BY MS. REDDY: Okay. To where did it move to? 15:09:24 12 Q. Like I said, between his thighs and his 15:09:26 13 Α. 15:09:30 14 genital area. 15:09:32 15 Q. Okay. And where were Mr. Suttles' 15:09:35 16 hands during your pat-down frisk? 15:09:37 17 They were on the car. Α. Okay. So your testimony is that an 15:09:39 18 Q. 15:09:46 19 eighth of crack cocaine in a bag is something that you felt through his pants, or did you have your 15:09:50 20 hands in his pants? 15:09:52 21 Through his pants. 15:09:54 22 Α. 15:09:55 23 Okay. What type of pants was he Q.

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15:09:57	1	wearing?
15:09:57	2	MR. DUDDY: Objection. Form.
15:09:58	3	THE WITNESS: I believe sweatpants.
15:10:01	4	BY MS. REDDY:
15:10:01	5	Q. Sweatpants, okay. So the waistband
15:10:06	6	from the waistband you could feel an eighth of an
15:10:10	7	ounce of crack cocaine, and where was it sitting?
15:10:15	8	MR. DUDDY: Objection. Form.
15:10:18	9	THE WITNESS: I mean, I believe I've
15:10:20	10	answered.
15:10:21	11	MS. REDDY: You have to keep answering my
15:10:23	12	questions, officer.
15:10:24	13	MR. DUDDY: Why are we back to this again
15:10:28	14	for?
15:10:28	15	MS. REDDY: You've lodged your objection.
15:10:30	16	Thank you.
15:10:30	17	MR. DUDDY: I know, but what I've already
15:10:31	18	discussed before, and let me finish, was the
15:10:34	19	harassment of the witness. If you keep on
15:10:36	20	continuing asking the same question over and over
15:10:39	21	hoping to get a result that you want, then that
15:10:44	22	amounts to harassment under Federal
15:10:46	23	Rule 30(b)(3)(A), okay? So continue.

MS. REDDY: I will continue, but the officer will answer my questions. This is nowhere near harassment, but I know you like to use that word and cite to rules and so on, but you should just lodge your objections for the record, and I will request that this officer answer my questions today.

MR. DUDDY: He's going to answer it.

#### BY MS. REDDY:

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- Q. So, officer, let's go back to the eighth of crack cocaine that you believed was on Mr. Suttles' person on May 10th, 2020. Your initial testimony is that you believe that it was in his waistband at first during the pat-down frisk; is that true?
  - A. In his waistband area, yes.
- Q. Area, okay. And that it moved from his waistband area down his legs; is that correct?
  - A. I believe so.
  - Q. Okay. Down his legs to where?
  - A. Between his thighs and his genitals.
  - Q. Okay. And did you check that area?
  - A. Yes.

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024	l
				55
15:11:53	1	Q.	Did you find it there?	
15:11:56	2	A.	I felt it again.	
15:11:57	3	Q.	Oh, okay. Where did you feel it then?	
15:12:00	4	MR. I	OUDDY: Objection. Form.	
15:12:03	5	BY M	S. REDDY:	
15:12:04	6	Q.	You felt it again. Where did you feel	
15:12:05	7	it?		
15:12:06	8	Α.	Between his thighs and his genital	
15:12:08	9	area.		
15:12:08	10	Q.	Okay. But you never you weren't	
15:12:10	11	able to ret	rieve it there, right?	
15:12:13	12	A.	At that point I asked him to put his	
15:12:15	13	hands behind	d his back so he could be detained so I	
15:12:19	14	could retrie	eve it.	
15:12:21	15	Q.	Okay. Did you retrieve it?	
15:12:24	16	A.	No. He started fighting us.	
15:12:26	17	Q.	He what?	
15:12:28	18	Α.	He started to resist.	
15:12:30	19	Q.	How did he resist?	
15:12:32	20	A.	He took his left hand and put it in th	е
15:12:35	21	doorway and	tried to pull himself back into the	
15:12:39	22	car.		
15:12:54	23	Q.	So what ultimately happened to this	

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		Michael C. Scheu - Ms. Reddy - 01/31/2024 56
15:12:57	1	eighth of crack cocaine that you believed was at
15:13:00	2	the scene on May 10th of 2020?
15:13:02	3	MR. DUDDY: Objection. Form.
15:13:04	4	MS. REDDY: Please let me finish my
15:13:05	5	question.
15:13:05	6	MR. DUDDY: Objection. Form.
15:13:09	7	THE WITNESS: I don't know.
15:13:10	8	BY MS. REDDY:
15:13:11	9	Q. Okay. Was it ever entered as a
15:13:14	10	specimen that was found at the scene?
15:13:16	11	MR. DUDDY: Objection. Form.
15:13:18	12	THE WITNESS: $N \circ$ .
15:13:20	13	BY MS. REDDY:
15:13:24	14	Q. So let's go back to what you claim
15:13:27	15	Mr. Suttles was doing by resisting. Can you
15:13:31	16	explain that a little bit?
15:13:32	17	MR. DUDDY: Objection. Form.
15:13:33	18	THE WITNESS: Just like I said, when I asked
15:13:37	19	him to put his hands behind his back so that he
15:13:39	20	could be so that he could be detained, he began
15:13:43	21	to tense up and grabbed the side of the door
15:13:47	22	driver's side door and tried to pull himself back
15:13:50	23	towards the driver's seat or possibly back into the

	1	Michael C. Scheu - Ms. Reddy - 01/31/2024
		57
15:13:53	1	car.
15:13:54	2	BY MS. REDDY:
15:13:55	3	Q. To get back into the car? Is that what
15:13:58	4	you said?
15:13:58	5	MR. DUDDY: Objection. Form.
15:14:00	6	THE WITNESS: Possibly, yes.
15:14:00	7	BY MS. REDDY:
15:14:01	8	Q. I couldn't hear you. To get back into
15:14:03	9	the car? Is that what your words were?
15:14:05	10	A. Possibly, yes.
15:14:07	11	Q. Possibly, okay. Now, you said
15:14:10	12	detained. What is that definition as you're using
15:14:14	13	it today?
15:14:15	14	A. To be handcuffed.
15:14:17	15	Q. Oh, okay. Now, at that time why would
15:14:22	16	he be handcuffed?
15:14:24	17	A. On the suspicion that I believed he had
15:14:26	18	narcotics in his pants.
15:14:29	19	Q. The narcotics you couldn't find; is
15:14:35	20	that right?
15:14:35	21	A. Yes.
15:14:35	22	Q. So you had indicated that you were
15:14:39	23	attempting to retrieve this from his where you

believe gravity had moved the item, and so you decided to detain him first; is that correct?

A. Yes.

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- Q. Okay. And so in detaining him, you wanted to handcuff him in order to retrieve this item; is that correct?
  - A. Yes.
- Q. But he had his hands on the car door at that time?
- A. He tensed up and began to pull himself towards the driver's side of the vehicle.
- Q. No, before that. Before that, he already had his hands on the car, right?
  - A. Yes.
- Q. Okay. And you testified that you believed gravity had moved this item. How come you didn't retrieve it then?
- A. Like I said prior, I like to detain the subject and allow -- and allow him to retrieve it for me or tell me exactly where it is so I don't have to go feeling around anymore.
  - Q. But he would be handcuffed, right?
  - A. But he could tell me where it was so I

1 | wouldn't have to feel around and grab it.

Q. But how would he retrieve it for you if he's handcuffed?

MR. DUDDY: Objection. Form.

THE WITNESS: If he was compliant, he would be given the opportunity. If not, I would retrieve it for him.

#### BY MS. REDDY:

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- Q. Okay. And did Mr. Suttles tell you he had some item that he would help assist you in retrieving?
- A. I wasn't given the opportunity to ask him. He never -- he never allowed us to detain him.
- Q. Even before the detainment, did you ask him if he had anything on him that needed retrieval?
  - A. I don't recall.
- Q. Okay. So I'm just missing one step that I need to ask you about. You made an initial attempt to retrieve the eighth of crack cocaine that you believed was on Mr. Suttles' person by first checking the waistband area; is that correct?

# Michael C. Scheu - Ms. Reddy - 01/31/2024

		Michael C. Scheu - Ms. Reddy - 01/31/2024
		60
15:16:36	1	A. Yes.
15:16:36	2	Q. And at this time Mr. Suttles' hands are
15:16:39	3	on the car door, both of his hands; is that
15:16:42	4	correct?
15:16:42	5	A. Yes.
15:16:43	6	Q. And then it was your testimony that
15:16:45	7	gravity perhaps moved the item downwards?
15:16:50	8	A. Yes, during the frisk.
15:16:53	9	Q. Okay. And is that when you decided he
15:16:56	10	needed to be detained?
15:16:58	11	A. No. I felt it again.
15:17:02	12	Q. Okay. You felt it again, and my
15:17:05	13	question to you is: What did you do after you felt
15:17:08	14	it again in terms of retrieval?
15:17:11	15	A. I believed it to be definitely crack
15:17:15	16	cocaine in his pants. That is when I tried to
15:17:18	17	detain him.
15:17:27	18	Q. At that time did you ask Mr. Suttles if
15:17:30	19	he had any crack cocaine on him?
15:17:33	20	A. No.
15:17:38	21	Q. Is that when he resisted?
15:17:42	22	A. When I asked him to put his hands
15:17:45	23	behind his back, that's when he started to tense up

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15:17:48 1 and resist, yes.

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- Q. So you wanted him to move his hands from the top of the car where both his hands were placed to the back where you could handcuff him; is that correct?
- A. Yes, but he grabbed the doorjamb and pulled himself toward it to try to get back into the car.
  - Q. Okay. And what did you do next?
- A. I believe I asked him to be cool, and he continued to tense up and pull himself towards the car, at which point we said we were going to -- I believe I heard Officer Ammerman say, stop, we're going to have to take you to the ground, and that's the point when we took him to the ground.
  - Q. Did you punch him?
  - A. I did not, no.
  - Q. Did Officer Ammerman punch him?
  - MR. DUDDY: Objection. Form.
  - THE WITNESS: I do not --

BY MS. REDDY:

- Q. Hold on, let me rephrase, officer.
- Did you witness Officer Ammerman punch

# Michael C. Scheu - Ms. Reddy - 01/31/2024

		Michael C. Scheu - Ms. Reddy - 01/31/2024 62
15:18:39	1	Mr. Suttles in the face?
15:18:41	2	A. I did not.
15:18:44	3	Q. Okay. I'm just going to remind you
15:18:46	4	that you are under oath today, and lying under oath
15:18:47	5	is perjury.
15:18:47	6	MR. DUDDY: Excuse me?
15:18:48	7	MS. REDDY: I'm just reminding the witness
15:18:51	8	that he is under oath today.
15:18:53	9	MR. DUDDY: What are you insinuating now?
15:18:55	10	MS. REDDY: I'm just reminding it's a
15:18:56	11	reminder. You are under oath, officer.
15:19:01	12	THE WITNESS: Yes, ma'am.
15:19:01	13	MR. DUDDY: Are you accusing my officer of
15:19:03	14	lying?
15:19:05	15	MS. REDDY: I don't think I have to make
15:19:06	16	that accusation.
15:19:07	17	MR. DUDDY: You already did. You just did.
15:19:10	18	MS. REDDY: Are you okay? I'm just giving
15:19:12	19	him a reminder that he is under oath as we move
15:19:16	20	forward with his testimony.
15:19:17	21	MR. DUDDY: My patience is wearing thin.
15:19:19	22	You just accused my officer of lying. He said he
15:19:24	23	didn't see it. Is that not the answer you wanted?

15:19:26 Is that why you're accusing him of lying? I 1 2 mean --15:19:28 I'm reminding the officer that 15:19:28 3 MS. REDDY: he is under oath. He took that oath, you know, 15:19:30 4 maybe over an hour ago. I'm just giving him a 15:19:33 5 15:19:35 6 friendly reminder since that would be considered 15:19:39 perjury, and you are under oath. THE WITNESS: In 12 years I've never been 15:19:39 accused of anything in my life. I have no --15:19:41 9 15:19:43 10 MS. REDDY: Officer, there is no question 15:19:45 11 pending right now. 15:19:46 12 THE WITNESS: I mean, I'm being 15:19:49 13 accused of --15:19:49 14 MS. REDDY: No, you don't -- there's no 15:19:50 15 answer required of you right now. There's no 15:19:52 16 question pending. I was just giving you a reminder, which I will continue to do during the 15:19:54 17 course of today, even after we take a break. You 15:19:56 18 15:19:59 19 remain to be under oath. 15:20:01 20 THE WITNESS: Yes, ma'am. BY MS. REDDY: 15:20:08 21 15:20:08 22 Okay. Let's go back to your claims Q. 15:20:10 23 that Mr. Suttles attempted to get back into the

Michael	С.	Scheu	_	Ms.	Reddy	_	01/31/2024
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	Michael C. Scheu - Ms. Reddy - 01/31/2024						
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15:20:13	1	vehicle. What happened next?					
15:20:15	2	A. He was told that if he kept he was					
15:20:18	3	told that he would be he would be brought to the					
15:20:21	4	ground if he continued to do so.					
15:20:23	5	Q. Continued to do what?					
15:20:25	6	A. Resist and pull himself back towards					
15:20:28	7	the driver's side of the vehicle.					
15:20:31	8	Q. Okay. Then what happened?					
15:20:33	9	A. We all went to the ground.					
15:20:36	10	Q. I'm sorry, what is that?					
15:20:38	11	A. I believe we all went to the ground.					
15:20:40	12	Q. Who's we all?					
15:20:42	13	A. Myself, Officer Ammerman, and					
15:20:46	14	Mr. Suttles.					
15:20:51	15	Q. How did you end up on the ground?					
15:20:54	16	A. I don't recall.					
15:21:01	17	Q. Okay. And what time did Officer					
15:21:04	18	Ammerman did he come to the opposite side of the					
15:21:07	19	vehicle at some point?					
15:21:08	20	A. I believe he was at that side of the					
15:21:10	21	vehicle for the entire search.					
15:21:13	22	Q. Okay. Can you tell me when he moved?					
15:21:15	23	Because your earlier testimony was that he was					

1 initially on the passenger's side.

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- A. I don't know exactly when he when moved, but at some point he moved to the driver's side.
  - Q. Okay. To your knowledge, has Officer

    Ammerman ever been accused of using excessive force

    against a civilian?
    - A. Not to my knowledge, no.

MR. DUDDY: Objection. Form.

### BY MS. REDDY:

- Q. Okay. So now you've testified that you -- is it your testimony that all three of you are on the ground now?
- A. At some point all three of us, yes, were on the ground.
  - Q. And what happened next?
- A. At that point he used his left hand to try to pull himself underneath the vehicle, and his right hand was in his pants.
  - Q. In his pants where?
  - A. In his groin area.
  - Q. Okay. What happened next?
  - A. He continued to pull himself underneath

the vehicle, because at one point I did get a cuff on his left hand which was on the vehicle, but like I said, he continued to resist and pull himself underneath the vehicle.

- Q. Now, again, when you use the word resist, what was he doing?
- A. Pulling away, tensing up, pulling himself underneath the car, not complying with orders to put his hands behind his back.
  - Q. Okay. What happened next?
- A. At some point, I'm not sure how long it took, he was able to be taken into custody.
- Q. So you indicated you were able to put one handcuff on him?
  - A. Yes.

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- Q. Which handcuff?
- A. I believe it was the left hand, the one he was using to pull himself underneath the vehicle.
- Q. Okay. And when was the right cuff placed?
- A. Like I said, it continued for a little while longer as he continued to pull himself

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
15:23:41	1	underneath the car, but at some point I was able to
15:23:43	2	get another handcuff on him.
15:23:45	3	Q. So you were able to get both handcuffs
15:23:47	4	on him?
15:23:48	5	A. Eventually, yes.
15:23:49	6	Q. Now, at this time, by the time you had
15:23:52	7	both handcuffs on him, is he still on the ground?
15:23:56	8	A. Yes.
15:23:59	9	Q. Is he laying on the ground face down
15:24:02	10	with both handcuffs on his hands at some point?
15:24:06	11	MR. DUDDY: Objection. Form.
15:24:07	12	THE WITNESS: I believe so.
15:24:08	13	BY MS. REDDY:
15:24:15	14	Q. What happened next?
15:24:20	15	A. I don't recall.
15:24:25	16	Q. Did you read him his Miranda rights?
15:24:29	17	A. I do not know.
15:24:32	18	Q. Did you tell him what he was being
15:24:33	19	arrested for?
15:24:35	20	A. Eventually, yes.
15:24:37	21	Q. When?
15:24:38	22	A. I don't recall exactly when.
15:24:41	23	Q. After or before you put the handcuffs

15:24:43 1 on him?

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- A. Well, during -- I mean, he -- can you ask the question again, please?
  - Q. Did you inform Mr. Suttles of what he was being arrested for after or before you put the handcuffs on him?
  - A. Well, I believe when he decided to resist and obstruct, he was under arrest at that point before we even got the handcuffs on him.
  - Q. Is that when you informed him of what he was under arrest for?
  - A. Not at that point. I don't recall when he was informed of the charges.
  - Q. Okay. When did you inform him of those charges?
    - A. I don't recall.
    - Q. Okay. What were you charging him with?
  - A. At that point it was obstruction and resisting.
    - Q. What does obstruction mean?
  - A. Obstruction is impeding an investigation, not complying.
    - Q. And what does resisting mean?

- A. He resisted arrest, he resisted and refused to let us put handcuffs on him and he fought with us.
  - Q. Any other charges?
- A. I believe there was also one other one for tampering with evidence.
  - Q. How did he tamper with evidence?
- A. At some point he admitted -- admitted to Officer Ammerman that he did have something on him but he got rid of it.
  - Q. At what point was that?
- A. I -- he didn't disclose. He didn't tell me. He told Officer Ammerman. I'm not sure at what point he told him that.
  - Q. Any other charges?
- A. I don't believe so. Maybe some vehicle and traffic charges.
- Q. Okay. Going back to the tampering with evidence, are you saying that was a charge that was added after Mr. Suttles allegedly admitted that he got rid of what you said was "it"?
  - A. Yes.
  - Q. When were those charges added?

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15:27:24	1	MR. DUDDY: Objection. Form.
15:27:25	2	THE WITNESS: They were all added the same
15:27:29	3	time while he was while he was processed.
15:27:31	4	MS. REDDY: Okay.
15:27:31	5	THE WITNESS: They were all at the same
15:27:32	6	time.
15:27:32	7	BY MS. REDDY:
15:27:33	8	Q. Okay. So I want to just go back to the
15:27:35	9	chronology we've established thus far through your
15:27:38	10	testimony. You indicated that at some point he was
15:27:41	11	on the ground face down and you were able to
15:27:43	12	successfully put the handcuffs on Mr. Suttles on
15:27:45	13	May 10th, 2020; is that correct?
15:27:47	14	MR. DUDDY: Objection. Form.
15:27:49	15	THE WITNESS: At some point, yes.
15:27:50	16	BY MS. REDDY:
15:27:50	17	Q. Okay. My question to you is: By that
15:27:53	18	point, had you informed him of what he was being
15:27:55	19	arrested for?
15:27:56	20	MR. DUDDY: Objection. Form.
15:27:58	21	THE WITNESS: At that point, no.
15:27:59	22	BY MS. REDDY:
15:27:59	23	Q. Okay. How soon thereafter did you

Michael	C.	Scheu	_	Ms.	Reddy	_	01/31/2024
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15:28:02 1 inform Mr. Suttles of what he was being arrested 15:28:04 for? I don't recall. It may have been 15:28:06 Officer Ammerman that did. I'm not sure at what 15:28:10 4 15:28:15 5 point. 15:28:15 6 Q. Okay. Do you use the words arrest and charges synonymously? 15:28:19 Α. I believe so. 15:28:22 8 Okay. At what point in time is an 9 0. 15:28:25 officer required to inform a civilian of what 15:28:30 10 15:28:32 11 they're being arrested for? MR. DUDDY: Objection. 15:28:33 12 THE WITNESS: I don't know if there's a 15:28:36 13 15:28:38 14 timeline. 15:28:42 15 BY MS. REDDY: Okay. At what point in time is a 15:28:43 16 0. police officer required to read the Miranda rights 15:28:45 17 to a civilian? 15:28:48 18 15:28:54 19 They do after -- after arrest. Α. 15:29:00 20 At what time after arrest? Q.

> If they're going to be questioned. Α.

Okay. Only if they're going to be Q.

questioned?

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15:29:08 22

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15:29:15 1 I mean, I guess, yeah. Α. 2 Was there ever a time where you learned 15:29:39 Q. what were the outcome of these charges in relation 15:29:43 3 to Mr. Suttles on May 10th, 2020? 15:29:45 4 15:29:49 5 Α. No. 15:29:49 6 Q. As you sit here today, do you know what 15:29:51 happened to all of these charges against Mr. Suttles from May 10th, 2020? 15:29:53 9 Α. I assume dropped. 15:29:56 15:30:00 10 And in any of these charges, were there Q. 15:30:03 11 any drug-related charges made against Mr. Suttles stemming from the events of May 10th, 2020? 15:30:07 12 15:30:10 13 Not to my knowledge. Α. 15:30:15 14 Q. Okay. So going back to Mr. Suttles 15:30:17 15 being on the ground in handcuffs, what happened 15:30:21 16 next? 15:30:21 17 MR. DUDDY: Objection. Form. THE WITNESS: I believe he was walked over 15:30:23 18 15:30:27 19 to a patrol car and searched again. 15:30:33 20 BY MS. REDDY: Was there a time where you called other 15:30:34 21 Q. 15:30:36 22 officers to the scene? 15:30:40 23 As he was resisting, yes, we called for Α.

Michael	C.	Scheu	_	Ms.	Reddy	_	01/31/2024
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7.3 15:30:43 1 more cars. 15:30:45 2 How did you make that call? 0. I'm not sure who put out a -- it might 15:30:47 3 have been Officer Ammerman that called it over the 15:30:52 4 15:30:54 I don't recall doing it. 5 air. 15:30:58 6 Q. Was that -- is that done through like a 15:31:00 radio on your person? Α. 15:31:02 8 Yes. 9 0. How long at the scene on May 10th, 15:31:04 2020, was it just you and Officer Ammerman with 15:31:07 10 15:31:10 11 Mr. Suttles and the passenger of the vehicle? Almost the entirety of it. 15:31:12 12 When did the first police officer --15:31:19 13 Q. 15:31:22 14 other additional police officer arrive? 15:31:24 15 Α. I don't recall. 15:31:27 16 Ο. How many police officers arrived? 15:31:31 17 Multiple officers. I can't put a Α. number on it. 15:31:34 18 15:31:41 19 So you testified that he was searched Q. 15:31:47 20 at the patrol car. Which car are you referring to? I -- I don't recall which car, but I 15:31:52 21 15:31:57 22 believe at a patrol car.

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Okay. So there's just a little gap

15:32:00 23

Q.

here. He's on the floor. He's in cuffs, and you testified that he's been searched at another patrol car. Is that the patrol car of another officer that arrived at the scene?

A. Our patrol car.

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15:32:38 13

15:32:42 14

15:32:42 15

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- Q. Your patrol car, okay. So it's still you, Officer Ammerman, Mr. Suttles, and the passenger; is that correct?
- A. At that point there was multiple other officers on scene.
- Q. Okay. So did you lift Mr. Suttles off the ground?
  - A. I don't recall.
  - Q. Okay.
  - A. I don't know for sure.
- Q. Okay. So let's talk about the subsequent search at the patrol car. What type of search did you conduct?
- A. Another pat-down search, a more thorough one. At that point we were kind of nervous with how far his hand was down his pants that he may have shoved something inside of himself, so I believe his sweatpants were drawn

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
15:33:10	1	apart to phy	ysically look.
15:33:21	2	Q.	Did you physically look?
15:33:24	3	Α.	I believe so.
15:33:26	4	Q.	Did you find anything?
15:33:28	5	A.	I did not.
15:33:30	6	Q.	Okay. What happened next?
15:33:35	7	Α.	I believe he was placed into a patrol
15:33:40	8	car.	
15:33:42	9	Q.	Okay. Whose patrol car?
15:33:45	10	A.	My patrol car.
15:33:48	11	Q.	Okay. Then what happened?
15:33:51	12	A.	We drove him down to booking, myself
15:33:57	13	and Officer	Ammerman.
15:33:58	14	Q.	Yourself and who?
15:34:00	15	A.	Officer Ammerman.
15:34:06	16	Q.	By the time he was in the back of the
15:34:08	17	police car,	was he made aware of what he was being
15:34:10	18	arrested for	r?
15:34:12	19	A.	I don't recall.
15:34:16	20	Q.	Who else was in the patrol car?
15:34:19	21	A.	Myself and Officer Ammerman.
15:34:22	22	Q.	Anyone else?
15:34:24	23	A.	No.

		Micha	<b>el C. Scheu - Ms. Reddy - 01/31/2024</b> 76
15:34:24	1	Q.	Did any officer ride in the back with
15:34:27	2	Mr. Suttles?	
15:34:28	3	<b>A</b> .	Yes.
15:34:28	4	<b>Q</b> . 1	Who?
15:34:29	5	<b>A</b> . (	Officer Ammerman.
15:34:32	6	Q.	Okay. Was there a time where
15:34:38	7	Lieutenant T	ripp arrived at the scene?
15:34:42	8	<b>A</b> .	Yes.
15:34:43	9	<b>Q</b> . 1	When did she arrive?
15:34:45	10	<b>A.</b>	I don't recall exactly when.
15:34:51	11	<b>Q</b> .	Did you have any discussions with her
15:34:52	12	at the scene	?
15:34:55	13	<b>A</b> .	Yes.
15:34:55	14	<b>Q</b> . 1	What did you discuss?
15:34:57	15	<b>A</b> .	The incident.
15:34:59	16	Q. 1	What is the incident?
15:35:01	17	<b>A</b> .	The incident we just talked about on
15:35:06	18	May 10th, 202	20.
15:35:10	19	Q	And what exactly did you discuss with
15:35:12	20	her in relat	ion to the incident?
15:35:15	21	A	I don't recall our exact conversation,
15:35:18	22	but we talked	d about what had what had happened.
15:35:23	23	Q.	Okay. So what happened at central

		Michael C. Scheu - Ms. Reddy - 01/31/2024
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15:35:41		
15:35:42	2	A. I believe we had called I believe we
15:35:48	3	called an ambulance to meet us down there.
15:35:52	4	Q. Okay.
15:35:53	5	A. And then at one point Officer Ammerman
15:35:59	6	rode in the ambulance to ECMC with him.
15:36:04	7	Q. Why did you need to call an ambulance?
15:36:06	8	A. For any injuries he may have had.
15:36:13	9	Q. What injuries did Mr. Suttles have?
15:36:16	10	MR. DUDDY: Objection. Form.
15:36:18	11	THE WITNESS: I I don't recall his exact
15:36:23	12	injuries.
15:36:24	13	BY MS. REDDY:
15:36:25	14	Q. Was he injured on that day?
15:36:27	15	MR. DUDDY: Objection. Form.
15:36:28	16	THE WITNESS: Yes.
15:36:29	17	BY MS. REDDY:
15:36:31	18	Q. What type of injury?
15:36:33	19	MR. DUDDY: Objection. Form.
15:36:35	20	THE WITNESS: I believe he had an injury to
15:36:37	21	his face.
15:36:38	22	BY MS. REDDY:
15:36:39	23	Q. What part of his face?

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024	78
15 06 40	1	7	T avec a the avec area	
15:36:40	1	Α.	I guess the eye area.	
15:36:48	2	Q.	How did he sustain that injury?	
15:36:50	3	MR. I	OUDDY: Objection. Form.	
15:36:51	4	THE I	WITNESS: I don't know.	
15:36:55	5	BY MS	S. REDDY:	
15:36:56	6	Q.	Any other injuries?	
15:36:59	7	A.	Not that I recall.	
15:37:02	8	Q.	During this incident, did Mr. Suttles	
15:37:04	9	complain of	any injuries?	
15:37:07	10	A.	Not that I recall.	
15:37:20	11	Q.	Did you submit a use of force form	
15:37:23	12	after this a	arrest?	
15:37:25	13	Α.	Yes.	
15:37:25	14	Q.	Who did you submit that to?	
15:37:27	15	Α.	I believe it goes through our chain of	
15:37:33	16	command.		
15:37:33	17	Q.	What's that? I'm sorry.	
15:37:34	18	Α.	We would have completed it and sent it	
15:37:36	19	to our lieu	tenant.	
15:37:38	20	Q.	And who was that?	
15:37:39	21	A.	At the time Lieutenant Tripp.	
15:37:43	22	Q.	Did you submit that to her?	
15:37:46	23	Α.	Yes.	

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- Q. Did she have any discussions with your use of force in relation to this incident?
- A. I don't recall what our discussion was, but we would have -- would have had a discussion.
- Q. Would that have been a formal discussion?
  - A. I believe so.
- Q. When did you just -- when did you first learn about the allegations by Mr. Suttles in relation to this incident?
  - A. I guess a couple years ago.
  - Q. How?

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- A. I believe I was given a -- I was served, I guess. There was something sent to our stationhouse.
- Q. And was there any internal investigation done in relation to this incident?
  - A. Yes.
  - Q. How -- how was that conducted?
  - MR. DUDDY: Objection. Form.
- 15:38:54 21 **THE WITNESS:** Through the Internal Affairs 15:39:01 22 Division.
- 15:39:01 23 **BY MS. REDDY:**

		Michael C. Scheu - Ms. Reddy - 01/31/2024	
15:39:01	1	Q. How does that work?	
15:39:02	2	MR. DUDDY: Objection. Form.	
15:39:03	3	THE WITNESS: I don't know how the process	
15:39:06	4	works.	
15:39:06	5	BY MS. REDDY:	
15:39:08	6	Q. Were you ever interviewed in	
15:39:09	7	conjunction with an investigation by the Internal	
15:39:13	8	Affairs Division?	
15:39:13	9	A. Yes.	
15:39:14	10	Q. Were you required to give a sworn	
15:39:18	11	statement?	
15:39:19	12	A. Yes.	
15:39:21	13	Q. And what did you learn about the	
15:39:23	14	outcome of that investigation?	
15:39:25	15	A. I was exonerated, as well as Officer	
15:39:31	16	Ammerman.	
15:39:31	17	Q. What does that mean?	
15:39:33	18	A. Exonerated, they found us to do we	
15:39:39	19	did nothing wrong within departmental we were	
15:39:46	20	sorry, we were within departmental policy.	
15:39:48	21	Q. And who makes that decision?	
15:39:51	22	A. I believe	
15:39:53	23	MR. DUDDY: Objection. Form.	

		Michael C. Scheu - Ms. Reddy - 01/31/2024 81
15:39:54	1	THE WITNESS: I don't know. Like I said, it
15:39:56	2	goes through the Internal Affairs Division. I
15:39:59	3	don't know who makes the decisions.
15:40:00	4	BY MS. REDDY:
15:40:01	5	Q. Who communicated that to you?
15:40:04	6	A. I believe we were given a letter.
15:40:09	7	Q. Do you have that letter?
15:40:10	8	A. I do.
15:40:11	9	Q. Do you recall who the letter is
15:40:14	10	addressed from?
15:40:16	11	A. I do not.
15:40:23	12	Q. Do you recall when you received that
15:40:25	13	letter?
15:40:26	14	A. No.
15:40:32	15	Q. Did you discuss that letter with
15:40:34	16	Officer Ammerman?
15:40:37	17	A. I believe we both received it at the
15:40:41	18	same time.
15:40:41	19	Q. Did you discuss it with him?
15:40:46	20	A. I don't I don't recall.
15:41:00	21	MS. REDDY: Okay. I'm going to take a few
15:41:03	22	minutes as a break, and when we come back, I'm
15:41:06	23	going to show you some exhibits.

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		02
15:41:08	1	MR. DUDDY: A ten-minute break?
15:41:10	2	MS. REDDY: Yeah. Let's do ten minutes.
15:41:12	3	MR. DUDDY: Sure.
15:41:12	4	MS. REDDY: Thanks.
15:41:13	5	(A recess was then taken at 3:41 p.m.)
15:58:31	6	MS. REDDY: Okay. We're back on the record.
15:58:37	7	BY MS. REDDY:
15:58:37	8	Q. Officer, I'm going to remind you that
15:58:39	9	you're still under oath.
15:58:40	10	A. Yes.
15:58:41	11	Q. Okay. So I'm going to turn to some
15:58:44	12	exhibits that were produced in the normal course of
15:58:46	13	discovery by both parties. Have you reviewed any
15:58:50	14	footage in relation to today?
15:58:52	15	A. No.
15:58:53	16	Q. Did you ever watch any body cam footage
15:58:56	17	from the incident that occurred with Mr. Suttles on
15:58:58	18	May 10th, 2020?
15:59:00	19	A. At one point, but it would have been
15:59:02	20	years ago.
15:59:03	21	Q. Okay. Whose body cam footage did you
15:59:05	22	watch?
15:59:05	23	A. I believe Officer Ammerman.

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15:59:10	1	Q. Ammerman's, okay. Did you watch your
15:59:13	2	own?
15:59:13	3	A. Whatever I had, I would have, yes.
15:59:16	4	Q. Okay. And did you have your body cam
15:59:18	5	on that day, on May 10th, 2020?
15:59:21	6	A. I believe for for a portion, and it
15:59:24	7	didn't it didn't kick on.
15:59:27	8	Q. Okay. Was anyone else recording the
15:59:40	9	incident during your arrest of Mr. Suttles on May
15:59:44	10	10th, 2020?
15:59:45	11	MR. DUDDY: Objection. Form.
15:59:46	12	THE WITNESS: I don't know.
15:59:47	13	BY MS. REDDY:
15:59:48	14	Q. Did you notice any other civilians in
15:59:50	15	the area during the arrest of Mr. Suttles?
15:59:53	16	MR. DUDDY: Objection. Form.
15:59:54	17	THE WITNESS: Not that I recall.
15:59:55	18	BY MS. REDDY:
15:59:58	19	Q. Was there a time where his passenger in
16:00:02	20	the vehicle recorded any footage of the arrest on
16:00:04	21	her camera?
16:00:06	22	MR. DUDDY: Objection. Form.
16:00:07	23	THE WITNESS: I believe so.

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## BY MS. REDDY:

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Q. I'm going to show you a video. I'm going to represent to you that this has been produced in the normal course of discovery and provided to your counsel. I'm going to play it for you now, and I'd like you to identify each officer in this video.

I'm going to start with a short one, and I'm going to represent to you that this occurs at some point during the arrest. This is not the beginning of any body cam footage. Can you see my screen?

- A. Yes.
- Q. I'm going to play this video. It's 44 seconds. It's been produced in discovery, and I want you to identify the officers in this video.

(Video played.)

### BY MS. REDDY:

- Q. Did you recognize anyone in that video?
- A. Yes.
- Q. Who did you see?
- A. Myself and Officer Ammerman.
- Q. Okay. Are you in the forefront or the background of this video?

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16:02:16	1	A. The background.
16:02:18	2	Q. Okay. I'm going to play this again
16:02:21	3	from the beginning. I want you to identify the
16:02:23	4	officer that makes contact with Mr. Suttles' face
16:02:25	5	with his hand.
16:02:27	6	(Video played.)
16:02:28	7	BY MS. REDDY:
16:02:29	8	Q. Who was that right there?
16:02:30	9	A. Officer Ammerman.
16:02:40	10	(Video played.)
16:02:42	11	MR. DUDDY: Was there another question on
16:02:44	12	this video?
16:02:45	13	MS. REDDY: I want you to keep identifying
16:02:47	14	Officer Ammerman as you've done so thus far.
16:02:53	15	(Video played.)
16:03:00	16	BY MS. REDDY:
16:03:00	17	Q. So actually I'm going to go back a
16:03:03	18	little bit. You identified Mr. Ammerman's fist
16:03:08	19	touches Mr. Suttles' face; is that correct?
16:03:10	20	A. Yes.
16:03:13	21	(Video played.)
16:03:13	22	BY MS. REDDY:
16:03:14	23	Q. Is that still him striking Mr. Suttles

### Michael C. Scheu - Ms. Reddy - 01/31/2024 86 16:03:16 1 in the face with his hand? 16:03:19 2 Yes. Α. Objection. Form. 16:03:19 3 MR. DUDDY: (Video played.) 16:03:21 4 BY MS. REDDY: 16:03:27 5 16:03:28 6 Q. Why was Officer Ammerman striking 16:03:30 Mr. Suttles in the face with his hand as depicted in this video? 16:03:34 8 9 MR. DUDDY: Objection. Form. 16:03:34 THE WITNESS: I can't answer that. 16:03:35 10 16:03:40 11 don't -- I can't explain his point of view. BY MS. REDDY: 16:03:53 12 16:03:54 13 And what are you doing in this video? Q. 16:03:56 14 Α. In this video? I'm on the lower half. 16:04:01 15 It looks like I kind of have him in like kind of a 16:04:04 16 bear hug, I guess. 16:04:06 17 Okay. Why do you have him in a bear Q. hug? 16:04:08 18 16:04:08 19 MR. DUDDY: Objection. Form. THE WITNESS: That's just how I ended up. 16:04:10 20 I know at one point his -- his hand at some point, 16:04:15 21 his right hand was all the way in his pants. 16:04:22 22 16:04:25 23 BY MS. REDDY:

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16:04:25	1	Q. Is that depicted in this video? And
16:04:27	2	I'll play it in its entirety if you're giving that
16:04:30	3	testimony.
16:04:31	4	A. Not that I can see.
16:04:33	5	Q. Okay. I'm going to continue to play
16:04:35	6	the video. You've testified that Officer Ammerman
16:04:39	7	is in the front and you are in the back.
16:04:43	8	(Video played.)
16:04:48	9	BY MS. REDDY:
16:04:49	10	Q. Okay. That's his right arm in the
16:04:53	11	video, right?
16:04:54	12	MR. DUDDY: Objection. Form.
16:04:56	13	THE WITNESS: I don't see it.
16:04:57	14	BY MS. REDDY:
16:04:57	15	Q. Okay. In this video do you see one of
16:04:59	16	his arms not in his pants?
16:05:01	17	A. I can't see either of his arms.
16:05:06	18	(Video played.)
16:05:16	19	BY MS. REDDY:
16:05:16	20	Q. Sorry, what did you say?
16:05:17	21	A. That was his left arm.
16:05:19	22	Q. That's his left arm, okay. So which of
16:05:21	23	his arms are you claiming was in his pants?

### Michael C. Scheu - Ms. Reddy - 01/31/2024 88 16:05:23 1 Α. His right. 2 Please let me know if that's depicted 16:05:26 Q. in this video. 16:05:28 3 (Video played.) 16:05:29 4 BY MS. REDDY: 16:05:44 5 16:05:45 6 Q. Was that another point of contact by Mr. -- Officer Ammerman's hand to Mr. Suttles' 16:05:48 16:05:53 8 body? 9 MR. DUDDY: Objection. Form. 16:05:53 16:05:54 10 MS. REDDY: Let me finish the question 16:05:55 11 before you object, please. 16:05:57 12 MR. DUDDY: Go ahead. 16:05:58 13 THE WITNESS: Yes. 16:06:05 14 BY MS. REDDY: 16:06:06 15 Q. Is that Officer Ammerman, his face just 16:06:08 16 lifted up towards the camera? 16:06:11 17 A. Yes. (Video played.) 16:06:15 18 16:06:25 19 BY MS. REDDY: So at any point in this video are you 16:06:26 20 able to confirm that Mr. Suttles' right hand is in 16:06:30 21 16:06:33 22 his pants? 16:06:36 23 A. I can't disconfirm it either.

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16:06:41	1	Q. Disconfirm?
16:06:44	2	A. His hand his right hand is not
16:06:48	3	visible at all in this video.
16:06:50	4	Q. Now, we've seen this video where
16:06:53	5	Mr. Suttles is being struck in the face by Officer
16:06:56	6	Ammerman. Did you take any steps to intervene
16:06:59	7	during those during this incident depicted in
16:07:01	8	this 44-second video?
16:07:03	9	MR. DUDDY: Objection. Form.
16:07:06	10	THE WITNESS: No.
16:07:09	11	BY MS. REDDY:
16:07:10	12	Q. Did you intervene to make sure that
16:07:11	13	that use of force was appropriate in relation to
16:07:14	14	Mr. Suttles as depicted in this 44-second video?
16:07:18	15	MR. DUDDY: Objection. Form.
16:07:21	16	THE WITNESS: $N \circ$ .
16:08:07	17	MS. REDDY: I'm going to play another video
16:08:10	18	for you that's also been entered as an exhibit in
16:08:13	19	evidence. It's very lengthy, so I'm going to play
16:08:16	20	parts for you. First I want you to identify
16:08:18	21	yourself in the video.
16:08:23	22	(Video played.)
16:09:06	23	BY MS. REDDY:

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	ĺ	Michael C. Scheu - Ms. Reddy - 01/31/2024
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16:09:07	1	Q. Officer, do you recognize yourself in
16:09:09	2	this video yet?
16:09:10	3	A. Yes.
16:09:10	4	Q. Is that you?
16:09:12	5	A. Yes.
16:09:13	6	Q. Okay. Is this the point you were
16:09:15	7	testifying to earlier where Officer Ammerman came
16:09:18	8	around from the right side of the vehicle to the
16:09:20	9	left side, the driver's side?
16:09:22	10	MR. DUDDY: Objection. Form.
16:09:23	11	THE WITNESS: Like I said in my previous
16:09:25	12	testimony, I don't recall when he came over, but
16:09:28	13	obviously this confirms when he did.
16:09:31	14	BY MS. REDDY:
16:09:31	15	Q. Okay. And is he standing in front of
16:09:33	16	you and Mr. Suttles in this video?
16:09:36	17	A. Yes.
16:09:36	18	MR. DUDDY: Objection. Form.
16:09:37	19	THE WITNESS: Or, no, not in front of us,
16:09:39	20	sorry. Oh, yes, from his point of view?
16:09:41	21	MS. REDDY: Yes, sorry. You're standing in
16:09:45	22	front of him, yes.

THE WITNESS: Yes.

16:09:46 23

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		Michael C. Scheu - Ms. Reddy - 01/31/2024 91
16:09:49	1	MS. REDDY: And I will represent to you that
16:09:51	2	this is Officer Ammerman's body cam footage from
16:09:54	3	May 10th, 2020.
16:09:56	4	(Video played.)
16:10:13	5	BY MS. REDDY:
16:10:14	6	Q. What are you referring to in that
16:10:16	7	discussion?
16:10:17	8	A. I don't recall what I was referring to.
16:10:20	9	I don't believe I was referring to his genitals.
16:10:24	10	Q. I'm sorry? What did you say?
16:10:26	11	A. I don't recall what I was referring to.
16:10:29	12	Q. What did you say about genitals just
16:10:31	13	now?
16:10:31	14	A. I don't believe it was his genitals.
16:10:40	15	MS. REDDY: Okay.
16:10:41	16	(Video played.)
16:11:08	17	BY MS. REDDY:
16:11:09	18	Q. Was that part of your pat-down frisk of
16:11:13	19	Mr. Suttles on May 10th, 2020?
16:11:15	20	A. Yes.
16:11:15	21	Q. And did you ask Mr. Suttles if he had
16:11:18	22	any contraband on him?
16:11:21	23	A. At that point, I don't believe so.

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	İ	Michael C. Scheu - Ms. Reddy - 01/31/2024
		92
16:11:25	1	Q. Okay. What did you mean when you said
16:11:30	2	is that you?
16:11:32	3	MR. DUDDY: Objection. Form.
16:11:33	4	THE WITNESS: I don't recall.
16:11:37	5	MS. REDDY: Okay.
16:11:39	6	(Video played.)
16:11:48	7	BY MS. REDDY:
16:11:48	8	Q. Now, in the scene that we just watched,
16:11:51	9	did you ask Mr. Suttles if he had anything on him?
16:11:55	10	A. I couldn't really make it out. It was
16:11:58	11	kind of grainy.
16:12:01	12	Q. Are you able to hear the volume?
16:12:03	13	A. I couldn't I could hear the volume.
16:12:05	14	I just couldn't make out what was said.
16:12:07	15	Q. Okay. Did you hear Mr. Suttles say
16:12:09	16	anything in response?
16:12:11	17	A. Like I said, it was kind of grainy. I
16:12:14	18	can't make out for sure what it was.
16:12:16	19	Q. Okay. I can play it a few times, so
16:12:19	20	let me know.
16:12:20	21	(Video played.)
16:12:59	22	BY MS. REDDY:

Q. Did you recognize anything that was

16:13:00 23

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		Michael C. Scheu - Ms. Reddy - 01/31/2024 93
16:13:02	1	said there?
16:13:08	2	MR. DUDDY: So just a point of order. At
16:13:08	3	this point can we make the screen bigger so that we
16:13:11	4	can't see the transcript that I would imagine
16:13:14	5	another program has generated?
16:13:19	6	MS. REDDY: So you can or you can't?
16:13:21	7	MR. DUDDY: See the transcript on the
16:13:22	8	right-hand side of that screen?
16:13:24	9	MS. REDDY: Yeah. Do you want to see the
16:13:25	10	transcript?
16:13:25	11	MR. DUDDY: No. That wasn't provided by us.
16:13:28	12	I don't know who it is provided that transcript. I
16:13:28	13	don't know where the words are coming from.
16:13:30	14	MS. REDDY: It's part of the program that
16:13:32	15	you the video was playing in.
16:13:35	16	MR. DUDDY: It is?
16:13:36	17	MS. REDDY: Yes. You would have it, too, if
16:13:40	18	you have a similar function. You can have it on or
16:13:42	19	off.
16:13:42	20	MR. DUDDY: Okay. There we go.
16:13:44	21	MS. REDDY: Right. So is your request that
16:13:46	22	you would like the screen
16:13:48	23	MR. DUDDY: I'd prefer the transcript not on

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That's fine, yeah. I just

16:13:50 1 here.

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16:14:58 15

16:15:00 16

16:15:02 17

16:15:02 18

16:15:03 19

16:15:05 20

16:15:08 21

16:15:11 22

16:15:13 23

16:13:50 2 MS. REDDY: Okay. Now, do you want this

16:13:51 3 bigger? Because I can make it full size.

16:13:55 5 didn't want -- I didn't want any impropriety if the

16:14:00 6 likeness of his words were on the screen while

16:14:01 7 you're asking him about words.

MR. DUDDY:

16:14:02 8 MS. REDDY: Gotcha, okay.

16:14:06 9 (Video played.)

### 16:14:47 10 **BY MS. REDDY:**

Q. By this point in the video has

Mr. Suttles made any indication to you that he's

carrying anything illegal on his person?

A. No, but he's pulling himself back towards the car.

Q. Is that depicted in this video?

A. Yes.

Q. How?

A. I can see him pulling himself towards the driver's side door.

Q. I'm going to go back and play it. If you can just watch the time down here, if you can tell me exactly what point in time you're referring

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	1	Michael C. Scheu - Ms. Reddy - 01/31/2024
		95
16:15:15	1	to.
16:15:17	2	(Video played.)
16:15:20	3	MS. REDDY: I'm going to start here with
16:15:22	4	your pat-down frisk, and I want you to inform me at
16:15:26	5	what point you see in the video Mr. Suttles pulling
16:15:30	6	himself back into the vehicle.
16:15:33	7	(Video played.)
16:15:43	8	BY MS. REDDY:
16:15:43	9	Q. And just a point of clarification right
16:15:45	10	now, where are Mr. Suttles' hands?
16:15:47	11	MR. DUDDY: Objection. Form.
16:15:48	12	THE WITNESS: By his shoulder.
16:15:51	13	BY MS. REDDY:
16:15:51	14	Q. Are they up in the air?
16:15:54	15	A. By his shoulders.
16:15:55	16	Q. Okay. Both of them?
16:15:57	17	A. I can only see the right one.
16:15:59	18	Q. Where is his left hand?
16:16:01	19	MR. DUDDY: Objection. Form.
16:16:02	20	THE WITNESS: I can't see it from this view.
16:16:05	21	MS. REDDY: Okay.
16:16:08	22	(Video played.)
16:16:10	23	BY MS. REDDY:

16:16:11	1	Q. During your pat-down frisk, do you
16:16:13	2	typically require the citizen to have both their
16:16:16	3	hands visible?
16:16:18	4	A. Yes.
16:16:20	5	Q. Again, the prior question pending was:
16:16:22	6	Please identify at what point in the video
16:16:27	7	Mr. Suttles pulls himself back into the vehicle.
16:16:31	8	(Video played.)
16:16:44	9	THE WITNESS: That is me blocking the door.
16:16:47	10	MS. REDDY: Okay.
16:16:50	11	MR. DUDDY: Let the record reflect that that
16:16:51	12	was at one minute 40 on the video.
16:16:54	13	MS. REDDY: Okay. I'm going to play it back
16:16:56	14	so we can all see it again.
16:16:58	15	(Video played.)
16:17:00	16	BY MS. REDDY:
16:17:00	17	Q. So you're referring to this car door
16:17:02	18	that's open right here?
16:17:05	19	A. Yes.
16:17:07	20	(Video played.)
16:17:20	21	BY MS. REDDY:
16:17:21	22	Q. So at that point it's your testimony
16:17:22	23	that Mr. Suttles attempts to re-enter his vehicle?

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		Michael C. Scheu - Ms. Reddy - 01/31/2024 97
16:17:26	1	A. That's what it looks like.
16:17:28	2	Q. Okay. And are you standing in front of
16:17:29	3	the door of the vehicle?
16:17:31	4	A. As he made his way towards the door, I
16:17:33	5	stepped in between him and the door.
16:17:35	6	Q. Okay. I'm going to continue to play
16:17:42	7	the video, and I want you to tell me at what point
16:17:47	8	in time he's resisting.
16:17:52	9	(Video played.)
16:17:55	10	MS. REDDY: And at this point are both his
16:17:57	11	hands by his up by his shoulders?
16:18:00	12	MR. DUDDY: Objection. Form.
16:18:01	13	THE WITNESS: I believe his left hand is
16:18:03	14	still pulling himself towards the car.
16:18:04	15	BY MS. REDDY:
16:18:05	16	Q. Okay. But you're now standing and
16:18:07	17	blocking the car door, right?
16:18:09	18	A. Preventing him from getting in the car,
16:18:11	19	yes.
16:18:14	20	Q. So, I'm sorry, where is his left hand
16:18:17	21	at this point?
16:18:17	22	MR. DUDDY: Objection. Form.
16:18:20	23	THE WITNESS: I believe this is the point

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# Michael C. Scheu - Ms. Reddy - 01/31/2024 98 where he was pulling himself towards the car and the driver's seat. BY MS. REDDY: With his left arm? Q. Α. Yes. (Video played.) BY MS. REDDY: Is it your testimony that his left hand

was in his pocket at that point? 16:18:50 9

16:18:21

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MR. DUDDY: Objection. Form.

THE WITNESS: At some point, yes.

(Video played.)

### BY MS. REDDY:

- At that point, officer, did you say, Q. get your hands out of your pocket?
  - Α. Yes.
  - Which hand are you referring to? Q.
- Left. 16:19:40 18 Α.
  - So his left hand is in his pocket? Q.
- 16:19:45 20 A. At one point, yes. It's not visible in
- the frame. It wasn't visible when I said it. 16:19:47 21
- 16:19:51 22 I'm sorry, can you repeat that? Q.
- 16:19:55 23 MR. DUDDY: Can we get a time stamp? Can

# Michael C. Scheu - Ms. Reddy - 01/31/2024

99 16:19:59 1 you just --MS. REDDY: Yeah, I just have to touch it. 16:19:59 2:02. 16:20:01 3 BY MS. REDDY: 16:20:01 4 Could you repeat your answer, officer? 16:20:06 5 Q. 16:20:09 6 That it wasn't visible from this frame 16:20:11 when I said get your hand out of your pocket. But it's your testimony that his left 16:20:14 8 Q. hand was in his pants pocket? 16:20:17 9 16:20:19 10 At some point, yes. Α. 16:20:21 11 Q. At some point prior to the statement 16:20:23 12 that you made at two minutes and two seconds? All I'm saying is when I said -- when I 16:20:28 13 Α. 16:20:31 14 said get your hands out of your pockets, it isn't 16:20:35 15 visible from this frame. Okay. Why did you say get your hands 16:20:37 16 Ο. out of your pocket? 16:20:39 17 16:20:40 18 Probably because he was going to put Α. 16:20:44 19 his hands in his pocket. 16:20:45 20 Q. He was going to? Or did have his hands in his pocket at 16:20:46 21 Α. 16:20:50 22 some point. 16:20:54 23 (Video played.)

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:21:00	1	BY MS. REDDY:
16:21:00	2	Q. So what just happened there?
16:21:04	3	A. We went to the ground.
16:21:06	4	Q. Okay. And is this reflecting your
16:21:08	5	earlier testimony where you indicated that he was
16:21:10	6	resisting and, therefore, you had to take him to
16:21:13	7	the ground?
16:21:14	8	A. He was tensing up and pulling himself
16:21:17	9	towards the car, yes.
16:21:18	10	Q. Okay. So let's go back to that.
16:21:22	11	(Video played.)
16:21:39	12	BY MS. REDDY:
16:21:39	13	Q. Are you referring to that right there
16:21:41	14	where you claim he's attempting to get back into
16:21:44	15	the vehicle?
16:21:46	16	A. Yes.
16:21:47	17	Q. Okay.
16:21:47	18	(Video played.)
16:21:50	19	BY MS. REDDY:
16:21:51	20	Q. And now you're blocking the entry to
16:21:52	21	the vehicle; is that correct?
16:21:55	22	A. Yes.
	2.2	/77. d ] ] \

(Video played.)

16:21:56 23

		Michael C. Scheu - Ms. Reddy - 01/31/2024
		101
16:22:10	1	BY MS. REDDY:
16:22:11	2	Q. Okay. Is this where you inform Mr.
16:22:23	3	Suttles to put his hands behind his back?
16:22:25	4	MR. DUDDY: Objection. Form.
16:22:27	5	THE WITNESS: I believe we informed him
16:22:35	6	multiple times.
16:22:35	7	BY MS. REDDY:
16:22:36	8	Q. Okay. But here does that reflect the
16:22:38	9	same statement that you said put your hands behind
16:22:40	10	your back?
16:22:42	11	A. Yes.
16:22:42	12	(Video played.)
16:22:47	13	BY MS. REDDY:
16:22:47	14	Q. Okay. So now your testimony is that
16:22:51	15	you had to take him down here because he was
16:22:53	16	resisting, right?
16:22:56	17	A. Yes.
16:22:56	18	Q. Okay. And that amounts to
16:23:03	19	(Video played.)
16:23:04	20	BY MS. REDDY:
16:23:04	21	Q. Is he resisting arrest right here?
16:23:07	22	A. He's not putting his hands behind his
16:23:10	23	back.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:23:10	1	Q. Okay.
16:23:12	2	(Video played.)
16:23:20	3	BY MS. REDDY:
16:23:20	4	Q. So by this time you've identified
16:23:23	5	something that you believe is an eighth of an ounce
16:23:26	6	of crack cocaine?
16:23:27	7	A. Eight-ball, yes.
16:23:29	8	Q. An eight-ball, yes, which is an eighth
16:23:31	9	of an ounce, right?
16:23:33	10	A. I believe so.
16:23:33	11	Q. Okay. And you've identified that on
16:23:35	12	his person, and is he responding in the negative?
16:23:39	13	A. Yes.
16:23:43	14	Q. So is your hand in his groin at this
16:23:46	15	time?
16:23:46	16	MR. DUDDY: Objection. Form.
16:23:48	17	THE WITNESS: No.
16:23:49	18	BY MS. REDDY:
16:23:49	19	Q. Is your hand near his groin area?
16:23:52	20	A. I don't believe so, no.
16:23:54	21	Q. When in this video did you first feel
16:23:57	22	what you believed to be crack cocaine on his
16:24:00	23	person?

	Michael C. Scheu - Ms. Reddy - 01/31/2024
16:24:01 1	MR. DUDDY: Objection. Form.
16:24:02 2	THE WITNESS: When I asked him what he had
16:24:04 3	on him.
16:24:05 4	BY MS. REDDY:
16:24:06 5	Q. Is when you felt it?
16:24:07 6	A. Yes.
16:24:08 7	Q. Let's just go back. Can you identify
16:24:11 8	where that is on the video?
16:24:14 9	(Video played.)
16:24:56 10	BY MS. REDDY:
16:24:57 11	Q. Were you able to identify when that
16:25:00 12	was?
16:25:00 13	A. Yes. I don't know when exactly but
16:25:08 14	Q. What would signify to you that you
16:25:11 15	identified an eighth of crack cocaine on
16:25:14 16	Mr. Suttles' person?
16:25:15 17	MR. DUDDY: Objection. Form. When he said
16:25:18 18	it?
16:25:18 19	BY MS. REDDY:
16:25:19 20	Q. Yeah, what would signify that in the
16:25:21 21	video?
16:25:22 22	A. When I asked him, what do you got on
16:25:25 23	you.

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
		104
16:25:25	1	Q. Okay. So by that time you had already
16:25:27	2	felt the eight-ball on Mr. Suttles?
16:25:31	3	A. Yes.
16:25:41	4	(Video played.)
16:25:47	5	BY MS. REDDY:
16:25:48	6	Q. Is that his response to you, it's not
16:25:50	7	nothing? Is your response
16:25:55	8	MR. DUDDY: Objection. Form.
16:25:58	9	MS. REDDY: I need to finish my question,
16:26:00	10	please.
16:26:00	11	MR. DUDDY: You've asked that question
16:26:02	12	before.
16:26:02	13	MS. REDDY: No, but before I please stop
16:26:03	14	talking when I'm talking.
16:26:04	15	MR. DUDDY: Excuse me?
16:26:05	16	MS. REDDY: Please stop talking over me.
16:26:07	17	MR. DUDDY: Did we have a conversation about
16:26:10	18	what's evolving before?
16:26:11	19	MS. REDDY: Please stop speaking over me.
16:26:13	20	Please allow me to get my question allow me to
16:26:16	21	finish my question, and then you can object and the
16:26:19	22	witness can answer.
16:26:20	23	MR. DUDDY: I've objected multiple times.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:26:37	1	(Video played.)
16:26:37	2	BY MS. REDDY:
16:26:38	3	Q. Okay. So at this point have you asked
16:26:40	4	Mr. Suttles to put his hands behind his back?
16:26:45	5	A. Yes.
16:26:46	6	Q. And that is at one minute 55 seconds
16:26:53	7	into this video; is that correct?
16:26:55	8	A. Yes.
16:26:55	9	Q. And this is after you've conducted a
16:26:57	10	pat-down frisk, right?
16:27:00	11	A. Yes.
16:27:07	12	(Video played.)
16:27:10	13	BY MS. REDDY:
16:27:12	14	Q. What does Mr. Suttles say in this
16:27:14	15	video?
16:27:14	16	MR. DUDDY: Objection. Form.
16:27:15	17	BY MS. REDDY:
16:27:16	18	Q. What do you hear Mr. Suttles saying
16:27:19	19	just now in the last four seconds of this video?
16:27:22	20	A. Can I have the last four seconds? I
16:27:22	21	wasn't quite sure what I was listening for.
16:27:22	22	THE REPORTER: Can you repeat that answer?
16:27:28	23	THE WITNESS: I wasn't I wasn't sure what

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
		100
16:27:30	1	she was asking, like what she was asking me what he
16:27:36	2	said.
16:27:36	3	MR. DUDDY: We don't understand your
16:27:37	4	question.
16:27:39	5	THE WITNESS: Or whatever he said in the
16:27:41	6	last four seconds.
16:27:42	7	MS. REDDY: Right. I can play it back. I
16:27:43	8	want you to tell me what you hear Mr. Suttles
16:27:45	9	saying in the last four seconds of this video.
16:27:48	10	MR. DUDDY: Objection. Form.
16:27:49	11	MS. REDDY: I may have to go back ten
16:27:51	12	seconds to do that.
16:27:53	13	(Video played.)
16:28:10	14	THE WITNESS: I'm not in my pocket.
16:28:12	15	MS. REDDY: Can you repeat that?
16:28:14	16	THE WITNESS: I'm not in my pocket.
16:28:17	17	MS. REDDY: Joan, did you get that? The
16:28:20	18	witness said his answer was "I'm not in my pocket"?
16:28:23	19	THE REPORTER: Yes.
16:28:24	20	MS. REDDY: Okay. Thanks. I'm going to
16:28:32	21	play this again for ten seconds, and I want you to
16:28:35	22	identify what led to Mr. Suttles being required to
16:28:37	23	be taken down to the ground.

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16:28:39 1 (Video played.)

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16:29:05

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16:29:14 10

16:29:17 11

16:29:19 12

#### BY MS. REDDY:

- Q. Is this the takedown you were testifying to earlier?
  - A. Yes.
- Q. And can you identify what happened in the last ten seconds that prompted this takedown?
- A. He was attempting to pull himself -- he was tensing up, pulling himself back --
- Q. Hold on. Officer, officer, hold on one second. Just in the last ten seconds, because we've already gone through the testimony where you claim he was trying to re-enter the vehicle. So I'm trying to do this in sections. He attempted to re-enter the vehicle was your testimony. You got in between the door to prevent any kind of entry into the vehicle; is that correct?
  - A. Yes.
- Q. And I want you to identify thereafter, after you've blocked any attempt for him to flee in the vehicle or get back in the vehicle, I want you to identify what you have previously testified to Mr. Suttles resisting that required him to be taken

16:29:22 13
16:29:24 14
16:29:27 15
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16:29:32 17
16:29:33 18
16:29:33 20
16:29:36 20
16:29:39 21
16:29:41 22
16:29:44 23

down to the ground. Just in the last ten seconds of this video. And I can replay it if you want.

- A. No, that's fine. He was tensing up, not putting his hands behind his back, and it went into his pocket.
  - Q. What does tensing up mean?

MR. DUDDY: Objection. Form.

THE WITNESS: Tensing up, pulling away, trying to -- just kind of -- just pulling away, I guess.

MS. REDDY: Okay. So that happens, let's see --

(Video played.)

### BY MS. REDDY:

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- Q. So right here you indicate you've asked him to put his hands behind his back, and your testimony earlier was that his left hand is not behind his back and it's, in fact, in his pant pocket; is that correct?
- A. At one point he goes into his pocket with his left hand, yes.
- Q. Right here, no, in this particular scene which prompts you to take him down, is his

### Michael C. Scheu - Ms. Reddy - 01/31/2024 109 16:30:49 left hand in his pocket? 1 At some point during this scene, yes, 16:30:50 2 his left hand is in his pocket. 16:30:53 3 MR. DUDDY: Just one second. 16:30:56 4 (Off the record at 4:31 p.m.) 16:31:01 5 16:31:05 6 MR. DUDDY: Go ahead. 7 16:31:07 BY MS. REDDY: 16:31:08 8 Okay. So it's your testimony that at some point prior to what I'm going to play at the 16:31:10 9 one minute 58 mark his hand is in his pocket? 16:31:13 10 16:31:18 11 Α. Yes. (Video played.) 16:31:18 12 BY MS. REDDY: 16:31:25 13 16:31:26 14 Q. Now, is he taken down to the ground by 16:31:28 15 now? 16:31:29 16 Α. Yes. 16:31:30 17 Okay. So at one minute 58 it's your Q. 16:31:33 18 testimony that his hand is in his left pocket, and 16:31:35 19 now at 2:06 you have taken him down to the ground; is that correct? 16:31:39 20 16:31:42 21 Α. Yes. 16:31:42 22 Okay. And how did you take him down to Q. 16:31:45 23 the ground?

110 16:31:47 1 Α. I don't recall. So what -- so it's your testimony that 16:31:56 2 between one minute 58 seconds and 2:06 the conduct 16:32:00 3 of Mr. Suttles required you to take him down to the 16:32:06 4 ground; is that correct? 16:32:10 5 16:32:10 6 MR. DUDDY: Objection. Form. 7 16:32:13 THE WITNESS: Yes. BY MS. REDDY: 16:32:15 8 9 Okay. So in those seven seconds he was 16:32:15 Q. 16:32:18 10 resisting you? 16:32:20 11 Α. Yes. Was he resisting arrest? 16:32:21 12 Q. At that point, yes. 16:32:24 13 Α. 16:32:27 14 Q. Prior to those seven seconds, did you 16:32:30 15 inform Mr. Suttles that he was under arrest? 16:32:33 16 Α. No. How did you decide that the eight-ball 16:32:42 17 Q. or crack cocaine that you felt was, in fact, crack 16:32:46 18 cocaine and not weed? 16:32:50 19 MR. DUDDY: Objection. 16:32:51 20 Form. THE WITNESS: I said experience, I've 16:32:52 21 16:32:57 22 handled it many times. 16:32:57 23 BY MS. REDDY:

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:32:58	1	Q. Handled what?
16:32:58	2	A. Crack cocaine.
16:33:00	3	Q. And you can feel through a person's
16:33:03	4	clothes whether an item in a small baggie is crack
16:33:06	5	cocaine or weed?
16:33:09	6	A. Yes. They're two totally different
16:33:12	7	textures.
16:33:13	8	Q. Yet you never found the crack cocaine
16:33:16	9	on May 10th, 2020; is that correct?
16:33:18	10	MR. DUDDY: Objection. Form.
16:33:18	11	THE WITNESS: No.
16:33:19	12	BY MS. REDDY:
16:33:20	13	Q. Is that correct? Through your
16:33:21	14	experience, but you never found this eight-ball of
16:33:23	15	crack cocaine on Mr. Suttles or at the scene or any
16:33:27	16	time on May 10th, 2020; is that correct?
16:33:29	17	A. Correct.
16:33:31	18	Q. I'm going to continue to play this
16:33:33	19	video.
16:33:36	20	(Video played.)
16:33:46	21	BY MS. REDDY:
16:33:46	22	Q. Is that Mr. Suttles' hand depicted in
16:33:49	23	the video?

	ĺ	Michael C. Scheu - Ms. Reddy - 01/31/2024
		112
16:33:49	1	MR. DUDDY: Objection. Form.
16:33:51	2	THE WITNESS: Yes.
16:33:53	3	BY MS. REDDY:
16:33:55	4	Q. That's his right hand on the ground; is
16:33:57	5	that correct?
16:33:57	6	MR. DUDDY: Objection. Form.
16:33:57	7	THE WITNESS: Yes.
16:33:58	8	BY MS. REDDY:
16:33:58	9	Q. And at this point in time both Officer
16:34:00 1	10	Ammerman and yourself are on the ground with
16:34:02 1	11	Mr. Suttles; is that correct?
16:34:05 1	12	MR. DUDDY: Objection. Form.
16:34:05 1	13	THE WITNESS: Yes.
16:34:07 1	14	BY MS. REDDY:
16:34:07 1	15	Q. And there's no other officers on the
16:34:09 1	16	scene yet; is that correct?
16:34:11 1	17	A. Correct.
16:34:13 1	18	(Video played.)
16:34:46 1	19	BY MS. REDDY:
16:34:48 2	20	Q. Can you explain what's happening in
16:34:49 2	21	this video?
16:34:50 2	22	MR. DUDDY: Objection. Form.
16:34:55 2	23	(Reporter interruption.)

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## 16:34:55 1 BY MS. REDDY: I was asking the officer to explain 16:34:57 2 what happened in this video to his knowledge after 16:34:59 3 I restarted it at the 2:06 mark. 16:35:01 4 I'm struggling to cuff him. He's 16:35:06 5 Α. 16:35:08 6 actively resisting. 16:35:09 Q. How is he resisting? He's still refusing to put his hands 16:35:12 8 behind his back. 16:35:14 9 But he's face down on the concrete 16:35:15 10 Q. 16:35:19 11 ground at this point; is that correct? 16:35:21 12 Correct, but at some point he grabs -with his left hand he grabs the vehicle and pulls 16:35:24 13 16:35:28 14 himself underneath it. 16:35:30 15 Okay. I want you to show me when Q. 16:35:32 16 that's depicted in this video. I'm going to push 16:35:34 17 play. (Video played.) 16:35:37 18 16:36:51 19 MS. REDDY: Sorry, did you say something? MR. DUDDY: Yeah, we were trying to identify 16:36:54 20 16:36:58 21 when --MS. REDDY: Okay. Well, let's let the 16:36:58 22 16:37:02 23 witness make that identification, please.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:37:04	1	MR. DUDDY: He tried.
16:37:05	2	MS. REDDY: Yeah, I understand that, but we
16:37:07	3	can let him speak.
16:37:08	4	BY MS. REDDY:
16:37:09	5	Q. Officer, was there something you wanted
16:37:10	6	to point out in this video?
16:37:11	7	A. Go back ten seconds, please.
16:37:15	8	(Video played.)
16:37:22	9	THE WITNESS: Right there. If you go back
16:37:23	10	maybe a little further.
16:37:25	11	MS. REDDY: Okay. I'm going to go back. I
16:37:27	12	just want you to repeat what you're saying after I
16:37:29	13	pause it so we can actually get it into the record.
16:37:33	14	THE WITNESS: Okay.
16:37:34	15	(Video played.)
16:37:39	16	THE WITNESS: At that point he was clearly
16:37:45	17	pulling himself underneath the car. You could
16:37:48	18	visibly see his left hand underneath the car.
16:37:53	19	(Video played.)
16:37:56	20	BY MS. REDDY:
16:37:56	21	Q. Is this the frame that you're referring
16:37:58	22	to, the three minute 50 mark?
16:38:00	23	A. Maybe plus 10 seconds, 10 to 15

		Michael C. Scheu - Ms. Reddy - 01/31/2024 115
16:38:04	1	seconds.
16:38:05		Q. So around the three minute 50 mark it's
16:38:07	3	your claim that Mr. Suttles is attempting to put
16:38:09	4	his left hand under the car to resist; is that
16:38:14	5	correct?
16:38:14	6	A. It was under the car.
16:38:15	7	Q. It was under the car, okay. And to you
16:38:18	8	that was a form of resist?
16:38:21	9	A. Yes.
16:38:24	10	Q. Is this after or before Officer
16:38:28	11	Ammerman punched him in the face?
16:38:30	12	MR. DUDDY: Objection. Form.
16:38:31	13	THE WITNESS: I don't know.
16:38:32	14	BY MS. REDDY:
16:38:32	15	Q. So we watched earlier footage of
16:38:35	16	Officer Ammerman striking Mr. Suttles in the face
16:38:37	17	with his hand. Do you recall that?
16:38:40	18	A. Yes.
16:38:41	19	Q. Now, I know you identified three
16:38:44	20	minutes and 50 seconds as the point where
16:38:46	21	Mr. Suttles was attempting to resist arrest by
16:38:50	22	moving under the vehicle; is that correct?
	0.0	

A. He was pulling himself under the

16:38:51 23

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vehicle, yes. 2 Okay. And at some point in time 16:38:55 Officer Ammerman strikes him in the face multiple 16:38:56 3 times, and from this video you can hear Mr. Suttles 16:38:59 4 saying I'm dying, I'm dying. Did you hear that 16:39:04 5 16:39:07 6 part?

MR. DUDDY: Objection. Form.

THE WITNESS: Yes.

## BY MS. REDDY:

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And did you also hear a witness saying Q. to stop hitting him?

MR. DUDDY: Objection. Form.

THE WITNESS: I don't recall hearing that.

#### BY MS. REDDY:

Q. Okay. I'm just going to go back a few seconds. Now, why does this camera go black at that time?

MR. DUDDY: Objection. Form.

THE WITNESS: I don't know.

#### BY MS. REDDY:

So do the body cams lose video footage Q. at some point?

A. I don't know.

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:40:00	1	Q. Does your body cam ever do that?
16:40:04	2	A. Not that I recall.
16:40:07	3	(Video played.)
16:41:00	4	BY MS. REDDY:
16:41:01	5	Q. By this time did the passenger exit the
16:41:06	6	vehicle?
16:41:06	7	MR. DUDDY: Objection. Form.
16:41:08	8	THE WITNESS: I don't know.
16:41:08	9	BY MS. REDDY:
16:41:09	10	Q. Was there a time when the passenger in
16:41:11	11	the vehicle exited?
16:41:12	12	MR. DUDDY: Objection. Form.
16:41:13	13	THE WITNESS: I believe so.
16:41:17	14	(Video played.)
16:41:18	15	BY MS. REDDY:
16:41:18	16	Q. And I heard shouts of Eagle and
16:41:21	17	Madison. What does that refer to?
16:41:23	18	A. I believe our location.
16:41:25	19	Q. All right. Is this when you made a
16:41:27	20	radio call for other officers?
16:41:30	21	A. I didn't make the radio call, no.
16:41:32	22	Q. Okay. Is this was that Officer
16:41:35	23	Ammerman's voice making that call?

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:41:36	1	A. I believe so, yes.
16:41:37	2	Q. And what does that call is that a
16:41:42	3	call to other officers to arrive at the scene?
16:41:45	4	A. Yes.
16:41:47	5	Q. Okay. So that happens at the three
16:41:50	6	minute mark of this video.
16:41:55	7	(Video played.)
16:42:05	8	BY MS. REDDY:
16:42:05	9	Q. Did you hear a witness make a statement
16:42:07	10	just now in this video?
16:42:11	11	MR. DUDDY: Objection. Form.
16:42:12	12	THE WITNESS: No. All I heard was Officer
16:42:16	13	Ammerman say, please stop.
16:42:17	14	MS. REDDY: Okay. I'm going to back ten
16:42:17	15	seconds. I heard a female voice, and I'd like you
16:42:20	16	to identify what's being said.
16:42:37	17	(Video played.)
16:42:37	18	BY MS. REDDY:
16:42:38	19	Q. Did you hear the female voice there?
16:42:42	20	A. No, I can only hear Officer Ammerman.
16:42:52	21	Q. And what is he saying?
16:42:53	22	A. Please stop.
16:42:55	23	Q. Please stop?

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:42:57	1	A. Yes.
16:43:05	2	(Video played.)
16:44:31	3	BY MS. REDDY:
16:44:35	4	Q. Was Mr. Suttles still resisting
16:44:51	5	officer, is Mr. Suttles still resisting in the
16:44:53	6	portion of the video that we just watched?
16:44:55	7	A. At this point right here, once he says
16:44:58	8	I'm done, I believe it's over.
16:45:01	9	Q. Okay. So prior to that, he's
16:45:03	10	resisting?
16:45:06	11	A. Yes.
16:45:06	12	Q. Okay. And what exactly is he doing
16:45:09	13	that's considered resisting in your statement?
16:45:12	14	MR. DUDDY: Objection. Form.
16:45:15	15	THE WITNESS: For the last about a minute,
16:45:17	16	he was trying to pull himself underneath the
16:45:21	17	vehicle.
16:45:26	18	BY MS. REDDY:
16:45:27	19	Q. Is it possible that he was trying to
16:45:28	20	pull himself away from Officer Ammerman who was
16:45:31	21	punching him?
16:45:32	22	MR. DUDDY: Objection. Form.
16:45:33	23	THE WITNESS: He could have been pulling

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himself -- we don't know if he's pulling himself under there to grab a weapon or to hide the drugs.

#### BY MS. REDDY:

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- Q. Okay. But my question to you is: Is it possible he's pulling himself away from Officer Ammerman who's punching him?
  - A. I believe --

MR. DUDDY: Objection. Form.

THE WITNESS: I believe him pulling away from Officer Ammerman is resisting.

#### BY MS. REDDY:

- Q. Okay. And I'm going to ask you a yes-or-no question. Is it possible that in the scene that we just saw that Mr. Suttles is pulling himself away from Officer Ammerman who was previously punching him in the face?
  - A. Yes, he's pulling himself away.
- Q. Okay. Thank you. Yes, your answer was yes.
- MR. DUDDY: No, no, no. His answer was longer than that. We've had this conversation.
- MS. REDDY: Yes-or-no question, and you answered it. Thank you.

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16:46:14	1	MR. DUDDY: I'm just going to make I'm
16:46:15	2	just going to make an objection on the record.
16:46:19	3	This has been asked before. We're not at a
16:46:22	4	criminal deposition. This is a civil deposition.
16:46:24	5	Asking my client to make a yes-or-no statement is
16:46:28	6	coaching the witness. Okay. That's fine, that's
16:46:33	7	fine. But just keep it at that. You can't ask
16:46:36	8	somebody to make it yes or no. Thanks.
16:46:40	9	MS. REDDY: Well, I believe that you're
16:46:42	10	wrong. Yes, I can ask yes-or-no questions of the
16:46:45	11	witnesses. It's my deposition, and these are my
16:46:48	12	questions. But he answered the question, so thank
16:46:50	13	you.
16:46:53	14	MR. DUDDY: As long as you caught all the
16:46:56	15	answer.
16:46:56	16	MS. REDDY: Do you have an objection?
16:47:09	17	(Reporter interruption)
16:47:11	18	MR. DUDDY: Well, we'll have to do it in
16:47:15	19	person next time.
16:47:19	20	MS. REDDY: Are you done?
16:47:21	21	MR. DUDDY: Are you talking to me?
16:47:22	22	MS. REDDY: Yeah. Are you done with
16:47:24	23	whatever that was so I can continue my questioning,

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122 16:47:27 1 please? MR. DUDDY: We're not talking --16:47:27 2 16:47:33 3 MS. REDDY: I didn't understand what you just said, but I'm going to continue my 16:47:34 4 16:47:36 questioning. 5 16:47:37 6 BY MS. REDDY: Officer, I believe you just indicated 16:47:37 16:47:39 8 that Mr. Suttles attempting to get away from 9 Officer Ammerman is considered resist in your 16:47:41 16:47:45 10 opinion. Is that an accurate reflection of the 16:47:47 11 testimony you just provided? 16:47:48 12 MR. DUDDY: Objection. Form. THE WITNESS: I believe I said him pulling 16:47:51 13 16:47:53 14 himself underneath the car is considered actively 16:47:57 15 resisting. 16:47:57 16 BY MS. REDDY: Okay. I thought that you said 16:47:57 17 Q. something about Officer Ammerman, pulling himself 16:47:59 18 away from Officer Ammerman is also resisting; is 16:48:02 19 that correct? 16:48:05 20 16:48:05 21 MR. DUDDY: Objection. Form. 16:48:06 22 THE WITNESS: Something to that effect. 16:48:08 23 BY MS. REDDY:

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1 Q. Well, I don't want to misstate your 2 testimony, so could you clarify what you meant? Ι heard you use a string of those words together, and 3 perhaps I didn't reflect them a hundred percent accurately. 5 6 MR. DUDDY: Joan, can we read back what was said so that we have a better, more accurate representation of what was actually said. (The above-requested testimony was then read 9 16:49:04 10 by the reporter.) MS. REDDY: Okay. We can leave it at that. 16:49:06 12 Thank you. BY MS. REDDY: Q. Your testimony was: I believe him 16:49:09 15 pulling himself away from Officer Ammerman is

16:49:15 17 Α. Yes.

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- And this is prior to the 4:55 mark of Q. this video; is that correct? 16:49:27 19
  - Α. Yes.

resisting; is that correct?

Okay. I'm going to continue to play Q. the video.

16:49:36 23 (Video played.)

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## 16:49:49 1 BY MS. REDDY:

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- Q. Oh, actually I had a question for you, officer. Prior to this point in the video, does

  Mr. Suttles complain about an eye injury?
- A. At some point he says something about his eye, yes.
- Q. Does he complain about an arm or a shoulder injury?
  - A. Yes.
- Q. Upon that complaint, did you take any active steps to assess his injuries?
  - A. We ended up at the ER.
- MR. DUDDY: Just as a point of clarification, you mean before this point on the video did he ask that or did he say that or just in general?
  - MS. REDDY: I don't know what you're saying.
- MR. DUDDY: That's because we don't know what you're saying. Did he make a statement, is that what you mean, did he say there was something wrong with him before that point in the video?
- MS. REDDY: I don't understand what you're saying. Do you have an objection? Because there

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125 16:50:43 1 is a question pending. 16:50:44 2 MR. DUDDY: What's the question? MS. REDDY: Could you read it back, Joan. 16:50:46 3 (The above-requested question was then read 16:50:47 4 by the reporter.) 16:50:59 5 16:50:59 6 BY MS. REDDY: 7 Officer, do you have an answer? 16:51:00 Q. 16:51:04 8 At some point we got him an ambulance and he was transported to ECMC. 16:51:07 9 Right. That's later in time. I'm 16:51:09 10 Q. 16:51:11 11 actually commenting -- I'm actually framing a 16:51:15 12 question to you. At the time that Mr. Suttles complained of an eye or arm or shoulder injury as 16:51:18 13 16:51:22 14 reflected in the scene that we just watched, did 16:51:25 15 you take any steps at that time to assess his 16:51:28 16 injuries? 16:51:29 17 No, I don't believe so. Α. 16:51:30 18 Q. Thank you. 16:51:35 19 (Video played.) BY MS. REDDY: 16:51:48 20 What's happening in this scene, 16:51:49 21 Q. 16:51:51 22 officer? 16:51:51 23 MR. DUDDY: Objection. Form.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:51:55	1	THE WITNESS: Mr. Suttles is talking.
16:51:59	2	BY MS. REDDY:
16:51:59	3	Q. Right. Is he on the floor? Is he on
16:52:02	4	the ground?
16:52:02	5	A. Yes.
16:52:02	6	Q. Is he resisting?
16:52:04	7	MR. DUDDY: Objection. Form.
16:52:06	8	THE WITNESS: No.
16:52:07	9	BY MS. REDDY:
16:52:08	10	Q. Okay. Are his arms I see one arm in
16:52:10	11	handcuffs. Are both his arms in handcuffs at this
16:52:15	12	point?
16:52:15	13	A. Yes.
16:52:15	14	MR. DUDDY: Can we get a time stamp on that?
16:52:18	15	MS. REDDY: 5:22.
16:52:22	16	BY MS. REDDY:
16:52:22	17	Q. And is he under arrest now?
16:52:27	18	A. Yes.
16:52:32	19	Q. And he's under arrest for resisting
16:52:34	20	arrest; is that correct?
16:52:36	21	A. Obstruction and resisting, yes.
16:52:40	22	Q. And how does obstruction vary from
16:52:42	23	resisting arrest?

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
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16:52:45	1	A. I believe resisting requires force.
16:52:51	2	Obstruction doesn't.
16:52:55	3	Q. Force by whom?
16:52:57	4	A. Force by an officer.
16:53:01	5	Q. Okay. So when a civilian is resisting,
16:53:07	6	that means that the officer has used force?
16:53:10	7	MR. DUDDY: Objection.
16:53:11	8	BY MS. REDDY:
16:53:13	9	Q. Is that correct?
16:53:13	10	A. If he's physically resisting, yes, an
16:53:18	11	officer used force.
16:53:19	12	Q. Okay. And then in an obstruction
16:53:22	13	arrest, there's no force by the officer?
16:53:25	14	A. In most cases no.
16:53:27	15	Q. Okay. In this case, which actions of
16:53:30	16	Mr. Suttles did you constitute being obstruction?
16:53:34	17	A. Him refusing to put his hands behind
16:53:37	18	his back, tensing up, pulling himself back into the
16:53:44	19	vehicle.
16:53:45	20	Q. Anything else?
16:53:47	21	A. Not off the top of my head right now.
16:53:49	22	Q. Okay. And what same question, but
16:53:54	23	what were the actions of Mr. Suttles that you

Michael	C.	Scheu	_	Ms.	Reddy	_	01	/31	/2024
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128 16:53:55 1 constituted resisting? 2 Him pulling himself underneath the car, 16:53:59 refusing multiple lawful commands to stop and put 16:54:03 3 his hands behind his back requiring officers to use 16:54:07 4 physical force. 16:54:10 5 16:54:14 6 Q. Okay. 7 16:54:18 (Video played.) BY MS. REDDY: 16:54:25 8 Who was that shouting right there? 9 16:54:26 Q. Ιs that you or Officer Ammerman? 16:54:28 10 16:54:29 11 I believe it was Officer Ammerman. 16:54:33 12 (Video played.) BY MS. REDDY: 16:54:58 13 16:54:58 14 Q. Is that still Officer Ammerman? 16:55:01 15 Α. Yes. 16:55:02 16 Ο. Now, at this point what's happening? Mr. Suttles is under arrest. Why is he still on 16:55:04 17 the concrete floor or the street? 16:55:06 18 16:55:09 19 Objection. MR. DUDDY: Form. 16:55:10 20 THE WITNESS: We are continuing a search to try to find narcotics. 16:55:12 21 16:55:19 22 BY MS. REDDY: 16:55:20 23 The narcotics you're arresting him for, Q.

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
16:55:22	1	right?
16:55:23	2	MR. DUDDY: Objection. Form.
16:55:25	3	THE WITNESS: He wasn't under arrest
16:55:26	4	BY MS. REDDY:
16:55:28	5	Q. The narcotics that you're arresting
16:55:31	6	Mr. Suttles for?
16:55:33	7	A. He wasn't under arrest for narcotics at
16:55:35	8	that point or at all.
16:55:39	9	Q. Okay. What was he what charges was
16:55:42	10	he resisting initially?
16:55:46	11	A. Like I said, I suspected him to have
16:55:48	12	narcotics in his pants. We were attempting to
16:55:53	13	detain him so we could retrieve them, and then he
16:55:55	14	started to resist.
16:55:57	15	MR. DUDDY: I would like to request a recess
16:56:00	16	at this point.
16:56:00	17	MS. REDDY: That's fine.
16:56:49	18	(A recess was then taken at 4:56 p.m.)
17:30:29	19	MS. REDDY: Okay. Back on the record.
17:30:46	20	BY MS. REDDY:
17:30:46	21	Q. Officer, I'm going to remind you that
17:30:49	22	you're still under oath even though we took a break
17:30:51	23	in your testimony.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
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17:30:53	1	A. Okay.
17:30:54	2	Q. I'm going to switch gears. I'm going
17:30:56	3	to show you some other exhibits that I want to ask
17:30:58	4	you about.
17:30:59	5	A. Yes, ma'am.
17:30:59	6	MR. DUDDY: Can we just have your client
17:30:59	7	come back on?
17:31:05	8	MS. REDDY: Mr. Suttles, can you hear us?
17:31:07	9	We're going to start again.
17:31:28	10	BY MS. REDDY:
17:31:30	11	Q. Okay. Officer, can you see my screen?
17:31:32	12	A. Yes.
17:31:32	13	Q. Okay. I'm going to show you what's
17:31:33	14	been previously marked as Defendant's Exhibit A.
17:31:36	15	Do you recognize this document?
17:31:37	16	A. Yes.
17:31:39	17	Q. What is this?
17:31:40	18	A. It's the booking report.
17:31:46	19	Q. Okay. Is that also known as the police
17:31:50	20	report?
17:31:50	21	A. Yes.
17:31:50	22	Q. Okay. Do you recognize your name in
17:31:53	23	this document?

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
17:31:54	1	Α.	Yes.
17:31:54	2	Q.	And where are you listed in this
17:31:56	3	document?	_
17:31:58	4	A.	As arresting officer.
17:32:00	5	Q.	Okay. And is this a reflection of the
17:32:06	6	events that	occurred during the arrest of
17:32:09	7	Mr. Suttles	on May 10th, 2020?
17:32:12	8	A.	Yes.
17:32:13	9	Q.	Okay. And are you listed here as the
17:32:19	10	arresting of	fficer?
17:32:20	11	A.	Yes.
17:32:21	12	Q.	All right. Is that accurate?
17:32:23	13	A.	Yes.
17:32:24	14	Q.	Okay. And here, is this assisting
17:32:28	15	officer, is	that accurate, Ronald Ammerman, your
17:32:32	16	partner?	
17:32:32	17	A.	Yes.
17:32:33	18	Q.	What's the difference between the
17:32:34	19	arresting ar	nd the assisting officer?
17:32:36	20	A.	There really isn't much of a
17:32:38	21	difference.	
17:32:38		Q.	For the purposes of this form, what is
17:32:40	23	your underst	canding of the difference?

		Michael C. Scheu - Ms. Reddy - 01/31/2024
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17:32:42	1	A. I just sign on the arrest.
17:32:49	2	Q. I'm sorry, I couldn't hear you.
17:32:51	3	A. I just sign the paperwork.
17:32:53	4	Q. The arresting paperwork?
17:32:55	5	A. I guess I guess for this incident,
17:32:33	6	we would just be co-arresting officers.
	7	
17:33:09		Q. Okay. And can you read the line here
17:33:11	8	that indicates the primary arrest charge?
17:33:16		A. Yes. Penal Law 215.40 sub 2, tampering
17:33:27	10	with physical evidence, concealed or destroyed.
17:33:33	11	Q. And does that reflect the primary
17:33:35	12	arrest charge as you understood it to be on May
17:33:38	13	10th, 2020?
17:33:39	14	A. That's one of the arrests.
17:33:41	15	Q. Okay. Are the remainder of the arrest
17:33:46	16	charges reflected in this document?
17:33:49	17	A. Yes.
17:33:49	18	Q. Where do you see those?
17:33:51	19	A. At the bottom.
17:33:55	20	Q. So in addition to the charges you just
17:33:57	21	read, what other charges are reflected in this
17:34:00	22	document?
17:34:01	23	A. Obstruction of governmental

Michael	C.	Scheu	-	Ms.	Reddy	-	01/31/2024
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133 17:34:03 1 administration, resisting arrest, driving without a 2 license, and going the wrong way on a one-way. 17:34:09 Okay. Do you recognize this document? 17:34:17 3 Q. Α. Yes. 17:34:21 4 What is this? 17:34:21 5 Q. 17:34:22 6 Α. That is another arrest form. 7 Is this related to the same incident? 17:34:28 Q. Yes. 17:34:32 8 Α. 9 And what is -- is that your signature 17:34:32 Q. at the bottom? 17:34:34 10 17:34:36 11 Α. Yes. Why did you sign this document? 17:34:36 12 Q. Because that is what he was under 17:34:42 13 Α. 17:34:46 14 arrest for. 17:34:47 15 Q. Okay. And in your review of this 17:34:49 16 document, is this an accurate reflection of the events that occurred on May 10th, 2020, in relation 17:34:51 17 to Mr. Suttles? 17:34:54 18 17:34:56 19 MR. DUDDY: We're just going to need a minute to read it. 17:34:58 20 MS. REDDY: Yeah, take your time. 17:34:59 21 THE WITNESS: Yes. 17:35:13 22 17:35:18 23 BY MS. REDDY:

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
17:35:18	1	Q.	Do you recognize this document?
17:35:20	2	A.	Yes.
17:35:20	3	Q.	What is this?
17:35:21	4	A.	Another one of the another one of
17:35:27	5	the charges	
17:35:28	6	Q.	Did you draft this?
17:35:32	7	A.	I believe it's drafted the
17:35:38	8	literature :	is drafted from the Penal Law and then
17:35:40	9	the RTs put	in our explanation of what happened.
17:35:54	10	Q.	And is that your signature reflected on
17:35:56	11	this documen	nt?
17:35:57	12	A.	Yes.
17:36:00	13	Q.	And is this an accurate reflection of
17:36:03	14	the events t	that occurred on May 10th, 2020?
17:36:05	15	A.	Yes.
17:36:07	16	Q.	Okay. Do you recognize this document?
17:36:24	17	A.	Yes.
17:36:25	18	Q.	Is that your signature at the bottom of
17:36:26	19	this documer	nt?
17:36:28	20	A.	Yes.
17:36:29	21	Q.	For the record, we're referring to
17:36:33	22	we've been o	discussing pages 3, 4, and 5 of Exhibit
17:36:37	23	1.	

	Michael C. Scheu - Ms. Reddy - 01/31/2024
	135
17:36:42 1	A. Yes.
17:36:43 2	Q. Okay. I want to direct your attention
17:37:02 3	to this form. Have you seen this before?
17:37:05 4	A. Yes.
17:37:05 5	Q. What is this?
17:37:09 6	A. I did.
17:37:09 7	Q. Sorry?
17:37:10 8	A. I did. Sorry?
17:37:13 9	Q. I was just asking you what is this
17:37:16 10	form.
17:37:16 11	A. That's the arrest form.
17:37:18 12	Q. And when is this completed?
17:37:20 13	A. During intake, during before it's
17:37:25 14	processed.
17:37:25 15	Q. At central booking?
17:37:29 16	A. Yes, or in the vehicle. I can't
17:37:33 17	remember.
17:37:33 18	Q. Is this your handwriting on this
17:37:35 19	document?
17:37:36 20	A. Yes.
17:37:37 21	Q. Okay. And is this document reflecting
17:37:48 22	Mr. Suttles' arrest on May 10th of 2020?
17:37:53 23	A. Yes.

Q. Is this an accurate reflection of the events that occurred on May 10th of 2020?

MR. DUDDY: Objection. Form.

THE WITNESS: Yes.

#### BY MS. REDDY:

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Q. Okay. So I'm going to represent to you that in the narrative form -- narrative part of this form it indicates that defendant was observed operating -- I'm sorry, I can't read what that says. I think New York registered something going the wrong way north on Madison. Officers initiated a traffic stop, and a strong odor of marijuana was coming from the vehicle. While conducting a pat-down search, defendant did push off the vehicle and fight with officers. Defendant continued to fight and reach in his pants, ignoring officers' verbal commands to stop resisting and reaching.

Is that an accurate reflection of the events that occurred on May 10th, 2020?

- A. Yes.
- Q. The narrative continues in your handwriting. Officers recovered white powder substance from defendant's right pocket, submitted

17:39:02 1 to lab, charges pending upon test results.

17:39:07 2 Defendant did state he took weed from his pants and 17:39:12 3 threw it during struggle, plastic pill.

Can you explain that statement?

- A. I believe that was what he stated to Officer Ammerman in the -- I believe in the back of the ambulance.
  - Q. In the back of what?
- A. I believe that's what he said to

  Officer Ammerman at some point. I don't recall
  when or where.
- Q. Okay. I'd like to direct your attention to the statement before that. Officers recovered white powder substance from defendant's right pocket. Submitted to lab. Charges pending upon test results.

What's that referring to?

- A. There was a bottle in his right pocket that was recovered, and there was white substance in it.
  - Q. What type of bottle?
  - A. Like a pill bottle, I guess.
  - Q. Okay. And what type of pills were

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- 17:39:59 22
- 17:40:03 23

		Michael C. Scheu - Ms. Reddy - 01/31/2024
17:40:07	1	those?
17:40:08	2	MR. DUDDY: Objection. Form.
17:40:08	3	THE WITNESS: I don't recall.
17:40:14	4	BY MS. REDDY:
17:40:16	5	Q. What was the white powder substance?
17:40:18	6	MR. DUDDY: Objection. Form.
17:40:20	7	THE WITNESS: I don't know.
17:41:16	8	MS. REDDY: Hold on one second. I'm just
17:41:18	9	pulling up another exhibit for you.
17:42:06	10	BY MS. REDDY:
17:42:06	11	Q. So did you ever submit a use of force
17:42:10	12	form in relation to the events that occurred on May
17:42:11	13	10th, 2020?
17:42:14	14	A. Yes.
17:42:30	15	Q. I'm sharing with you Defendant Exhibit
17:42:32	16	2. Can you see this document?
17:42:37	17	A. Yes.
17:42:37	18	Q. I'm going to scroll to the top of page
17:42:43	19	3 where it indicates use of force received May
17:42:47	20	10th, 2020, and direct your attention to a later
17:43:14	21	part of this document. Okay. Let me direct your
17:43:21	22	attention to page 14, the bottom part. $4/6/21$ ,
17:43:27	23	this paragraph right here.

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
17:43:29	1	A. Yeah.
17:43:29	2	Q. Officer Michael Scheu gave a statement
17:43:32	3	to Lieutenant Alberti. Did you ever give a
17:43:38	4	statement to Mr to Lieutenant Alberti?
17:43:40	5	A. Yes.
17:43:40	6	Q. Who was that?
17:43:41	7	A. He was lieutenant of internal affairs
17:43:43	8	at the time.
17:43:44	9	Q. Is this an accurate reflection of your
17:43:46	10	report to him?
17:43:49	11	MR. DUDDY: Again, we're going to need a
17:43:51	12	minute to read it.
17:44:23	13	THE WITNESS: Yes.
17:44:49	14	BY MS. REDDY:
17:44:50	15	Q. So anywhere in this statement that you
17:44:51	16	made and is this a full and accurate reflection
17:44:55	17	of the statement that you made to Lieutenant
17:44:58	18	Alberti in internal affairs?
17:44:59	19	MR. DUDDY: Objection. Form.
17:45:00	20	THE WITNESS: I believe so.
17:45:01	21	BY MS. REDDY:
17:45:03	22	Q. And anywhere in this statement to
17:45:04	23	Lieutenant Alberti did you mention the fact that

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
17:45:07	1	Police Offic	cer Ammerman punched Mr. Suttles?
17:45:21	2	A.	I don't see that I stated that, no.
17:45:25	3	Q.	Thank you. Was there ever a time where
17:45:40	4	you were at	ECMC with Mr. Suttles?
17:45:44	5	A.	Yes.
17:45:44	6	Q.	And what was your purpose there?
17:45:47	7	A.	To get him treatment.
17:45:49	8	Q.	For what?
17:45:49	9	A.	His injuries.
17:45:51	10	Q.	What were his injuries?
17:45:53	11	A.	I believe he had injuries to his face
17:45:56	12	and possibly	y arm.
17:46:00	13	Q.	And what type of medical attention did
17:46:02	14	he receive?	
17:46:02	15	MR. I	OUDDY: Objection. Form.
17:46:03	16	THE I	WITNESS: I I don't know. The
17:46:08	17	doctors did	that stuff. I don't know what kind of
17:46:11	18	medical aid	they gave him.
17:46:13	19	BY MS	S. REDDY:
17:46:14	20	Q.	Did you stay with him at ECMC?
17:46:18	21	A.	Yes.
17:46:19	22	Q.	Was he handcuffed at the time?
17:46:22	23	Α.	I don't recall.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
17:46:24	1	Q. Was there ever a time where Officer
17:46:28	2	Giarrano came to ECMC?
17:46:29	3	A. I believe so.
17:46:31	4	Q. Why did he come?
17:46:33	5	A. I don't recall.
17:46:35	6	MR. DUDDY: Objection. Form.
17:46:36	7	BY MS. REDDY:
17:47:15	8	Q. Were you partners with Officer Ammerman
17:47:17	9	in 2019?
17:47:18	10	MR. DUDDY: Objection. Form.
17:47:20	11	THE WITNESS: I believe so.
17:47:40	12	BY MS. REDDY:
17:47:41	13	Q. I'm going to share with you what's been
17:47:43	14	marked Defendant Exhibit 3. Do you recognize this
17:47:48	15	document?
17:47:51	16	A. I believe it is a use of force report.
17:47:56	17	Q. Okay. Well, I'm going to represent to
17:47:58	18	you that it's labeled as a disciplinary card.
17:48:01	19	A. Oh, yeah.
17:48:01	20	Q. Is your name reflected in that
17:48:04	21	document?
17:48:05	22	A. Yes.
17:48:06	23	Q. Okay.

17:48:08 1 MR. DUDDY: Just as a point of reference, if we can just take that document off the screen, 17:48:11 2 17:48:15 3 please. Can you take that document off the screen? MS. REDDY: Why? 17:48:18 4 MR. DUDDY: Because that's my officer's home 17:48:19 5 17:48:24 6 address. Can you take it off the screen? 17:48:24 MS. REDDY: This was produced --17:48:24 8 MR. DUDDY: This was supposed to be Take it off the screen. redacted. 17:48:27 9 17:48:30 10 MS. REDDY: Can you calm down? You don't 17:48:32 11 need to yell at me. MR. DUDDY: Take it off the -- Mr. Suttles, 17:48:33 12 what are you doing at this time? That's it. I'll 17:48:37 13 17:48:40 14 get a protective order from the judge. If you were 17:48:40 15 to use that document, you should have redacted that 17:48:44 16 information. I gave you that -- I gave you that information through discovery. You do not share a 17:48:47 17 police officer's private information. You should 17:48:51 18 have redacted it. I can't believe you used that. 17:48:53 19 17:48:56 20 I can't believe you --17:48:58 21 MS. REDDY: Let's stay on the record.

MR. DUDDY: If you're to use it -- you're

was produced by Corporation Counsel unredacted.

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MS. REDDY: It's unredacted. You revealed your own confidential information of the witness. You produced unredacted -- you produced it.

MR. DUDDY: You just did it there now.

MS. REDDY: You produced it. You produced it unredacted. I have no obligation to redact a document for a deposition. This was produced in the normal course of discovery.

MR. DUDDY: No, you do.

MS. REDDY: No. Counselor, I'm sorry that you failed to redact your own documents during production and you're upset about it, and I would be, also, but I am not under an obligation --

MR. DUDDY: Don't put it back on me. Don't
put it back on me.

(Reporter interruption)

MR. DUDDY: Don't turn it back on me. You just relayed confidential information.

MS. REDDY: How are you unable to redact your own documents? I'm very sorry for that.

MR. DUDDY: I shouldn't have to redact my
own documents.

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17:50:00 1 MS. REDDY: I'm sorry. It's the confidential information that you would like 17:50:01 2 confidential. It is not confidential to me. 17:50:03 3 MR. DUDDY: Oh, so that's why you used it? 17:50:05 4 MS. REDDY: I'm using it right now. I'm 17:50:07 5 17:50:10 6 using it right now. You're just lucky I know how 17:50:12 to redact a document. 17:50:13 8 MR. DUDDY: Obviously you don't. MS. REDDY: So obviously I need to take a 17:50:15 9 17:50:16 10 few minutes and do the job that you weren't able to 17:50:19 11 do. 17:50:19 12 MR. DUDDY: Obviously you don't, and not only that, you've shown it to your client. 17:50:20 13 17:50:22 14 MS. REDDY: Great. Well, then you should 17:50:24 15 have redacted it. I'm not going to have this 17:50:26 16 discussion any further. I need 30 seconds to 17:50:28 17 redact the document. MR. DUDDY: Yeah, and you can redact the 17:50:29 18 17:50:30 19 other one because --MS. REDDY: Which you could have and should 17:50:31 20 17:50:33 21 have done.

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MR. DUDDY: I can't believe you used that.

MS. REDDY: You can't believe it. This is

17:50:34 22

17:50:35 23

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17:50:37	1	not personal in nature. You are obligated to
17:50:39	2	redact your own documents. You failed to do so.
17:50:41	3	That's a conversation you should have with your
17:50:43	4	officer after the deposition.
17:50:43	5	MR. DUDDY: I'll be having that conversation
17:50:43	6	with the judge.
17:50:47	7	MS. REDDY: I will redact it for you now.
17:51:29	8	(Off the record.)
17:52:21	9	MS. REDDY: Okay, Joan. We're back on the
17:52:23	10	record. I'm going to email you Defendant's Exhibit
17:52:26	11	3 redacted. It was originally produced by
17:52:28	12	Corporation Counsel unredacted. I'm entering this
17:52:32	13	into evidence.
17:52:36	14	Can you read the last question back, Joan,
17:52:39	15	please.
17:52:39	16	(The above-requested question was then read
17:52:58	17	by the reporter.)
17:52:58	18	BY MS. REDDY:
17:52:58	19	Q. Let me screen share with you again.
17:53:07	20	Officer, is this your name reflected in this
17:53:10	21	disciplinary card?
17:53:10	22	MR. DUDDY: Objection. Form.
17:53:11	23	THE WITNESS: Yes.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
17:53:12	1	BY MS. REDDY:
17:53:13	2	Q. Okay. Has there been any changes to
17:53:23	3	your discipline since May 14th of 2020?
17:53:26	4	A. No.
17:53:32	5	Q. Okay. I'm going to share with you
17:53:34	6	what's page 1 of this same exhibit redacted by
17:53:37	7	myself just now, a disciplinary card of Ronald
17:53:42	8	Ammerman.
17:53:42	9	MR. DUDDY: Objection. Form.
17:53:44	10	BY MS. REDDY:
17:53:44	11	Q. Were you his partner in May of 2019?
17:53:50	12	A. No.
17:53:53	13	Q. No?
17:53:54	14	A. No. I would have been listed as well.
17:54:04	15	Q. Okay. Your prior testimony was that
17:54:06	16	you were his partner in 2019. Is that no longer
17:54:09	17	accurate?
17:54:09	18	A. Not on this date.
17:54:12	19	Q. Not on May 19?
17:54:17	20	A. Not on any of these dates except for
17:54:20	21	the one.
17:54:21	22	Q. Okay. I'm not asking you about these

17:54:21 23 dates. I'm just asking you generally. Did you

		Michael C. Scheu - Ms. Reddy - 01/31/2024 147
	1	l control of the malatic making with him in 20102
17:54:23	1	have a partnership relationship with him in 2019?
17:54:26	2	MR. DUDDY: Objection. Form.
17:54:27	3	MS. REDDY: Inclusive of
17:54:27	4	THE WITNESS: Yes.
17:54:30	5	BY MS. REDDY:
17:54:34	6	<b>Q.</b> In July of 2019?
17:54:35	7	A. I believe so.
17:54:37	8	Q. In June of 2019?
17:54:40	9	A. I believe so.
17:54:42	10	Q. In September of 2019?
17:54:45	11	A. I believe so.
17:54:48	12	Q. Were you aware that Officer Ammerman
17:54:51	13	had been charged with the use of excessive force
17:54:54	14	stemming from May 19, 2019?
17:54:57	15	MR. DUDDY: Objection. Form. It doesn't
17:55:05	16	say that in that document.
17:55:17	17	BY MS. REDDY:
17:55:19	18	Q. You still have to answer.
17:55:20	19	A. I'm sorry, can you repeat the question?
17:55:22	20	Q. I'll rephrase. Were you aware that
17:55:24	21	Mr or Officer Ammerman had been subject to a
17:55:27	22	complaint of excessive force on the date opened of
17:55:32	23	May 19th, 2019?

		Michael C. Scheu - Ms. Reddy - 01/31/2024
17:55:35	1	MR. DUDDY: Objection. Form.
17:55:36	2	THE WITNESS: No.
17:55:41	3	BY MS. REDDY:
17:55:41	4	Q. Are you hearing this for the first time
17:55:44	5	today?
17:55:46	6	A. Yes.
17:55:46	7	Q. And what does this document reflect in
17:55:51	8	terms of his disposition from that complaint?
17:55:54	9	<b>A.</b> From the May 19th, 2019?
17:55:56	10	MR. DUDDY: Objection. Form.
17:56:00	11	THE WITNESS: Not sustained.
17:56:01	12	BY MS. REDDY:
17:56:01	13	Q. What does not sustained mean to you?
17:56:04	14	A. I don't know the terminology when it
17:56:08	15	comes to internal affairs.
17:56:12	16	Q. What happened to the complaint made by
17:56:15	17	Mr. Suttles in relation to use of force for you in
17:56:19	18	this complaint?
17:56:20	19	A. Exonerated.
17:56:23	20	Q. Okay. What does that mean?
17:56:26	21	A. We did everything in accordance with
17:56:32	22	our manual of procedures.
17:56:36	23	Q. Okay. So in any of the videos that

you've seen thus far you've testified to the resist of Mr. Suttles. In relation to that, what is your use -- what is your understanding of the use of excessive force versus necessary force of a police officer for the City of Buffalo?

- A. In our manual of procedures,

  physical -- physical resistance can be met with

  officers -- with officers using, you know, takedown

  maneuvers as well as hand and foot strikes, impact

  tools.
- Q. How about punching a civilian in the eye?

MR. DUDDY: Objection. Form.

THE WITNESS: I don't know.

#### BY MS. REDDY:

17:57:38

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- ${f Q.}$  You said something about hand and foot. Can you explain that?
- A. It's -- that's just how it reads in the manual of procedures. We're allowed to use our hands and feet is how it reads.
- Q. Are you allowed to put your knee in the groin of a civilian during a search?

MR. DUDDY: Objection. Form.

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18:00:13 22

Michael	C.	Scheu	_	Ms.	Reddy	_	01/31/2024
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	150
17:59:10 1	THE WITNESS: I believe I tried to knee him
17:59:16 2	in the thigh.
17:59:21 3	BY MS. REDDY:
17:59:21 4	Q. Sorry, I didn't hear that. I didn't
17:59:23 5	catch that.
17:59:26 6	A. Like I said, physical resistance can be
17:59:28 7	met with physical force, so yes.
17:59:33 8	Q. Are you allowed to put your knee in the
17:59:35 9	groin of a civilian during a stop?
17:59:38 10	MR. DUDDY: Objection. Form.
17:59:40 11	THE WITNESS: While he's actively resisting,
17:59:45 12	yes.
17:59:45 13	BY MS. REDDY:
17:59:46 14	Q. Okay. Are you allowed to actively
18:00:00 15	thrust your knee into the groin of a civilian
18:00:02 16	multiple times during a stop or search?
18:00:06 17	MR. DUDDY: Objection. Form.
18:00:07 18	THE WITNESS: Like I said, if he's
18:00:08 19	physically resisting, it can be met with physical
18:00:11 20	force, so yes.
18:00:13 21	BY MS. REDDY:

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18:00:16 23 warrant putting your knee into the groin of a

Q. And what kind of physical resist would

Michael	C.	Scheu	_	Ms.	Reddy	_	01	/31	/2024
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		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:00:18	1	civilian multiple times, thrusting your knee?
18:00:22	2	MR. DUDDY: Objection.
18:00:23	3	THE WITNESS: Like I said, at that point he
18:00:24	4	had his hand in his pants, in his groin area, while
18:00:28	5	he was physically pulling himself underneath the
18:00:30	6	car.
18:00:34	7	BY MS. REDDY:
18:00:34	8	Q. Okay. And when you say "he," are you
18:00:36	9	referring to Mr. Suttles on May 10th, 2020?
18:00:39	10	A. Yes.
18:00:39	11	Q. Okay. And just to clarify your
18:00:41	12	testimony, you're indicating that he was physically
18:00:44	13	resisting while he was down on the ground
18:00:48	14	MR. DUDDY: Objection. Form.
18:00:49	15	MS. REDDY: I'm not done.
18:00:49	16	MR. DUDDY: Go ahead.
18:00:52	17	MS. REDDY: You can't object until I'm done.
18:00:54	18	MR. DUDDY: Well, you're asking compound
18:00:56	19	questions, then. Come on.
18:00:56	20	MS. REDDY: It doesn't matter. You can just
18:00:58	21	wait until I finish my question, please.
18:01:00	22	BY MS. REDDY:
18:01:01	23	Q. Officer, you just testified that he,

## Michael C. Scheu - Ms. Reddy - 01/31/2024

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1 meaning Mr. Suttles, was resisting, and I'm
2 clarifying. Are you referring to something
3 specific? Because your testimony included that you
4 put your knee in his groin for a specific reason.
5 Can you please clarify?

MR. DUDDY: Objection. Form.

THE WITNESS: Like I said, his hand was in -- his hand was in his groin area, and we actually had been taught in the academy using knee strikes, that these effectively could -- could gain control of the subject.

### BY MS. REDDY:

- Q. Is that what you did on May 10th, 2020?
- A. That's what I attempted to do, yes.
- Q. At what point in time?
- A. When he was physically resisting with his hand in his pants.
  - Q. When he was face down on the ground?
  - MR. DUDDY: Objection. Form.

THE WITNESS: I don't know where his face

18:01:55 21 | was.

BY MS. REDDY:

18:01:56 23 **Q.** Was he on the ground?

18:01:55 22

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18:01:31 10

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18:01:40 12

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	Michael C. Scheu - Ms. Reddy - 01/31/2024
18:01:57 1	A. I believe we were all on the ground.
18:02:00 2	Q. Okay. Is that when you were on top of
18:02:02 3	him?
18:02:03 4	MR. DUDDY: Objection. Form.
18:02:04 5	THE WITNESS: I believe so.
18:02:05 6	BY MS. REDDY:
18:02:08 7	Q. How many times did you thrust your knee
18:02:11 8	into his groin area?
18:02:13 9	MR. DUDDY: Objection. Form.
18:02:14 10	THE WITNESS: I don't recall.
18:02:16 11	MS. REDDY: I'm going to continue playing the
18:02:39 12	video that we were watching earlier.
18:02:49 13	(Video played.)
18:03:17 14	BY MS. REDDY:
18:03:18 15	Q. What is Mr. Suttles saying about his
18:03:20 16	arm right there?
18:03:21 17	A. Sorry, I can't hear you.
18:03:22 18	Q. What was Mr. Suttles saying about his
18:03:24 19	arm right there?
18:03:26 20	A. He said it hurt.
18:03:32 21	(Video played.)
18:03:36 22	BY MS. REDDY:
18:03:37 23	Q. What's he saying there?

		Mich	ael C. Scheu - Ms. Reddy - 01/31/2024
	1	_	
18:03:38	1	Α.	I couldn't make out what he said there.
18:03:42	2	(Vide	eo played.)
18:03:44	3	BY MS	S. REDDY:
18:03:58	4	Q.	Was Mr. Suttles complaining that he
18:04:01	5	couldn't mov	ve his arm?
18:04:02	6	A.	I couldn't make out what he said.
18:04:05	7	Q.	Okay.
18:04:07	8	(Vide	eo played.)
18:04:29	9	BY MS	S. REDDY:
18:04:30	10	Q.	Is Mr. Suttles handcuffed at this time?
18:04:35	11	A.	Yes.
18:04:36	12	Q.	Now, how can he reach both his hands
18:04:39	13	are in hando	cuffs, right?
18:04:41	14	Α.	They are right now, yes.
18:04:43	15	Q.	Now, is it possible that he can be
18:04:45	16	reaching for	s something here after he's handcuffed?
18:04:49	17	Α.	Yes.
18:04:49	18	Q.	How?
18:04:50	19	Α.	His hands are behind his back right
18:04:52	20	next to his	butt.
18:04:57	21	Q.	So in his handcuffs he could still
18:04:59	22	access his k	outt?
18:05:02	23	A.	Yes.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:05:02	1	Q. That's your testimony?
18:05:07	2	MR. DUDDY: Objection. Form.
18:05:08	3	THE WITNESS: Yes, he could.
18:05:10	4	BY MS. REDDY:
18:05:11	5	Q. Okay. Is he wearing pants at this
18:05:18	6	time?
18:05:18	7	A. Yes.
18:05:19	8	Q. So handcuffed both hands in
18:05:22	9	handcuffs, it's your testimony that he would still
18:05:24	10	have access to his butt area through his pants
18:05:29	11	while laying face down on the ground as depicted in
18:05:32	12	this video?
18:05:33	13	MR. DUDDY: Objection. Form.
18:05:34	14	THE WITNESS: He could, yes.
18:05:37	15	(Video played.)
18:05:56	16	BY MS. REDDY:
18:05:59	17	Q. Does that testimony still stand does
18:06:08	18	your testimony still stand after I played this
18:06:11	19	scene here where he's handcuffed with his hands
18:06:14	20	behind his back with both of you over him, it's
18:06:20	21	your testimony that he could still access something
18:06:22	22	in his butt?
18:06:23	23	MR. DUDDY: Objection. Form.

		Michael C. Scheu - Ms. Reddy - 01/31/2024
	1	mun munga. Was short as like the search of
18:06:24		,
18:06:26	2	to, yes, he could.
18:06:27	3	BY MS. REDDY:
18:06:27	4	Q. How?
18:06:28	5	A. With his hands.
18:06:30	6	Q. Which are both handcuffed, right?
18:06:32	7	A. Right next to his butt.
18:06:38	8	Q. Next to his butt, under his pants. To
18:06:46	9	do what exactly?
18:06:48	10	MR. DUDDY: Objection. Form.
18:06:49	11	THE WITNESS: You're asking if he could.
18:06:51	12	I'm saying yes, he could.
18:06:52	13	MS. REDDY: Okay.
18:07:00	14	(Video played.)
18:07:06	15	BY MS. REDDY:
18:07:06	16	Q. Did you hear Mr. Suttles say anything
18:07:08	17	about his arm in that footage that I just played
18:07:12	18	for you?
18:07:12	19	A. I believe he said it was broke.
18:07:24	20	(Video played.)
18:07:29	21	BY MS. REDDY:
18:07:30	22	Q. Are there any additional officers here
18:07:32	23	at this point?

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:07:34	1	A. Yes.
18:07:35	2	Q. Who's here, can you tell?
18:07:37	3	A. Officer Hanover.
18:07:39	4	Q. Hanover, okay. So let the record
18:07:42	5	reflect that at the 7:25:29 mark Officer Scheu has
18:07:48	6	testified that Officer Hanover has appeared at the
18:07:51	7	scene. Anyone else you recognize?
18:07:55	8	A. I can't see anyone else's face.
18:07:59	9	(Video played.)
18:08:12	10	BY MS. REDDY:
18:08:13	11	Q. Okay. So now here or thereafter, did
18:08:17	12	you take any steps to assess Mr. Suttles' arm after
18:08:24	13	he said it's broken?
18:08:25	14	MR. DUDDY: Objection. Form.
18:08:26	15	THE WITNESS: Not at that point, no.
18:08:37	16	(Video played.)
18:09:31	17	BY MS. REDDY:
18:09:32	18	Q. Is that you holding his jacket?
18:09:34	19	A. Sorry?
18:09:35	20	Q. Are you the officer that's holding his
18:09:38	21	jacket in this scene?
18:09:38	22	A. I don't know. I can't tell.
18:09:42	23	(Video played.)

		Michael C. Scheu - Ms. Reddy - 01/31/2024 158
18:10:04	1	BY MS. REDDY:
18:10:05	2	Q. Is that you that approaches just now?
18:10:13	3	A. Yes.
18:10:13	4	Q. And that's for the record, that's
18:10:16	5	9:02 in this video.
18:10:18	6	(Video played.)
18:10:25	7	MS. REDDY: I'm just going to go back. I'm
18:10:27	8	going to ask you what you hear yourself saying
18:10:31	9	here.
18:10:32	10	(Video played.)
18:11:25	11	BY MS. REDDY:
18:11:26	12	Q. Can you tell me what's happening in
18:11:27	13	that scene from 9:02 to 9:43?
18:11:33	14	A. Sorry, I can barely hear you.
18:11:34	15	Q. Sorry. I was asking you, can you tell
18:11:36	16	me what's happening in that scene from 9:02 to 9:43.
18:11:41	17	A. I said if I was grabbing your nuts,
18:11:44	18	you'd be going nuts, and then we're continuing to
18:11:47	19	search for narcotics.
18:11:52	20	Q. You said you grabbed what?
18:11:55	21	A. Sorry?
18:11:56	22	Q. Did you say you grabbed something?
18:12:00	23	MR. DUDDY: Objection. Form.

# Michael C. Scheu - Ms. Reddy - 01/31/2024

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18:12:00	1	THE WITNESS: No. You asked me if I heard
18:12:04	2	what I said during that time duration. I said, he
18:12:09	3	said that I was grabbing his nuts, and I said, if I
18:12:11	4	was grabbing your nuts, you'd be you'd be going
18:12:13	5	crazy, or something to that effect.
18:12:15	6	BY MS. REDDY:
18:12:16	7	Q. Did you say anything about squeezing
18:12:19	8	them?
18:12:19	9	MR. DUDDY: Objection. Form.
18:12:20 1	.0	THE WITNESS: If I was squeezing your nuts
18:12:23 1	.1	or something like that.
18:12:25 1	.2	BY MS. REDDY:
18:12:25 1	.3	Q. Were you squeezing his nuts?
18:12:28 1	.4	A. No.
18:12:31 1	.5	Q. Okay. And is this still part of the
18:12:33 1	.6	search of Mr. Suttles' person?
18:12:37 1	.7	A. Yes.
18:12:39 1	.8	Q. And what are you looking for here?
18:12:41 1	.9	A. Narcotics.
18:12:47 2	20	(Video played.)
18:13:32 2	21	BY MS. REDDY:
18:13:33 2	22	Q. What type of search are you conducting
18:13:35 2	23	there?

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	Ī	Michael C. Scheu - Ms. Reddy - 01/31/2024
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18:13:37	1	A. A secondary more thorough search for
18:13:41	2	narcotics.
18:13:42	3	Q. Narcotics where?
18:13:45	4	A. That can possibly still be in his pants.
18:13:49	5	Q. His pants or in his body part?
18:13:54	6	A. His pants at that point looks like.
18:13:57	7	Q. And why do you tell him to cough?
18:14:00	8	A. That's a method they use down at
18:14:02	9	central booking when while searching to see
18:14:10	10	to get drugs to fall out if they're in his anus or
18:14:15	11	butt cheeks.
18:14:16	12	Q. So at this point you suspected that the
18:14:18	13	drugs had now been put in his anus?
18:14:21	14	A. We didn't know where they were. Like I
18:14:24	15	said, his hand was so far up his pants while we
18:14:27	16	were struggling with him, they could be anywhere.
18:14:41	17	(Video played.)
18:14:51	18	BY MS. REDDY:
18:14:52	19	Q. What did you say there, officer?

- A. I don't -- I didn't hear.
- I'm going to play it back. Q.

(Video played.)

18:14:54 20

18:14:59 21

18:15:02 22

18:15:26 23

## BY MS. REDDY:

Michael	C.	Scheu	-	Ms.	Reddy	-	01/31/2024
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- 18:15:50 1 Q. Did you hear your statement just now?
- 18:15:52 2 A. It's in there somewhere.
- 18:15:54 3 Q. Yes. What were you referring to?
- 18:15:57 4 **A.** In his pants.
  - Q. Okay. So even after you conducted the secondary search of his anus and informed him to cough, it was still your belief that the drugs were still in there somewhere; is that correct?
    - A. Possibly.
  - Q. Okay. So now we're at the 9:41 mark. And you hadn't actually seen any of the drugs at this point, right?
    - A. Correct.

(Video played.)

#### BY MS. REDDY:

- Q. So what's happening here now?
- 18:16:55 17 MR. DUDDY: Objection. Form.

18:16:56 18 THE WITNESS: We're searching underneath the

18:16:59 19 | car.

18:15:59

18:16:04

18:16:06

18:16:09

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18:16:28 12

18:16:30 13

18:16:32 14

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## BY MS. REDDY:

- Okay. So now it's believed that the narcotics are underneath the car; is that accurate?
  - A. Possibly.

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		Michael C. Scheu - Ms. Reddy - 01/31/2024
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18:17:08	1	Q. Okay. Had the vehicle been searched?
18:17:14	2	A. At this point I
18:17:19	3	MR. DUDDY: Objection. Form.
18:17:20	4	THE WITNESS: I don't recall.
18:17:20	5	MS. REDDY: Please don't speak over the
18:17:22	6	witness. Either you can lodge your can you
18:17:27	7	restate your answer? Had the car been searched at
18:17:29	8	this point?
18:17:29	9	MR. DUDDY: Objection. Form. You may answer.
18:17:33	10	THE WITNESS: Not that I recall.
18:17:40	11	(Video played.)
18:18:20	12	BY MS. REDDY:
18:18:20	13	Q. So what's happening here, in this
18:18:22	14	scene? Who's this officer here with Mr. Suttles?
18:18:24	15	MR. DUDDY: Objection. Form.
18:18:26	16	THE WITNESS: I can't tell.
18:18:28	17	(Video played.)
18:18:34	18	BY MS. REDDY:
18:18:35	19	Q. Is he getting another pat-down search
18:18:38	20	after the one you conducted?
18:18:39	21	MR. DUDDY: Objection. Form.
18:18:41	22	THE WITNESS: I believe so.
18:18:53	23	(Video played.)

Michael	C.	Scheu	_	Ms.	Reddv	_	01/31/2024
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		Michael C. Scheu - Ms. Reddy - 01/31/2024 163
18:18:53	1	BY MS. REDDY:
18:18:54	2	Q. Do you recognize these two officers
18:18:56	3	around Mr. Suttles?
18:18:57	4	A. This one, officer I believe that's
18:19:02	5	Officer Hanover still, and the other officer is
18:19:07	6	Officer Moffett.
18:19:09	7	Q. And do you recognize the third one?
18:19:12	8	A. Which third one?
18:19:14	9	Q. Third one to the left of Mr. Suttles
18:19:16	10	and to the right.
18:19:18	11	A. I can't
18:19:18	12	(Video played.)
18:19:23	13	BY MS. REDDY:
18:19:23	14	Q. Sorry, I thought I'd play it for a few
18:19:25	15	more seconds. What were you saying?
18:19:25	16	A. I can't make out. The pictures are
18:19:27	17	distorted.
18:19:28	18	Q. Okay. And is this still you in the
18:19:30	19	frame to the left of Officer Moffett?
18:19:32	20	A. I believe so, yes.
18:19:40	21	Q. So at this point had you informed these
18:19:42	22	officers that you had completed a pat-down search
18:19:44	23	of Mr. Suttles?

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:19:46	1	MR. DUDDY: Objection. Form.
18:19:48	2	THE WITNESS: I don't I don't know.
18:19:50	3	BY MS. REDDY:
18:19:50	4	Q. So how many searches are allowed on a
18:19:53	5	civilian during a stop?
18:19:54	6	MR. DUDDY: Objection. Form.
18:19:55	7	THE WITNESS: In a case like this, an
18:19:58	8	incident like this, as many as necessary.
18:20:02	9	BY MS. REDDY:
18:20:02	10	Q. So each officer could conduct the same
18:20:06	11	search of Mr. Suttles' person?
18:20:08	12	A. If they wanted to, I believe so, yes.
18:20:17	13	(Video played.)
18:20:55	14	BY MS. REDDY:
18:20:55	15	Q. Do you recognize your voice in this
18:20:58	16	scene?
18:20:59	17	A. I don't know.
18:21:05	18	(Video played.)
18:22:00	19	BY MS. REDDY:
18:22:00	20	Q. Do you know who that is?
18:22:02	21	A. The passenger, I believe.
18:22:31	22	(Video played.)
18:22:46	23	BY MS. REDDY:

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:22:47	1	Q. Who's that in that scene right there?
18:22:49	2	A. Lieutenant Tripp.
18:22:50	3	Q. And is she was she the most senior
18:22:54	4	officer there on May 10th of 2020 during
18:22:58	5	Mr. Suttles' arrest?
18:22:58	6	MR. DUDDY: Objection. Form.
18:23:00	7	THE WITNESS: She was our supervisor.
18:23:02	8	BY MS. REDDY:
18:23:03	9	Q. And when you say our, who are you
18:23:04	10	referring to?
18:23:05	11	A. Our platoon that day.
18:23:08	12	Q. Okay. And is everyone there that
18:23:11	13	you've identified thus far part of the platoon as
18:23:14	14	police officers?
18:23:15	15	A. I believe so.
18:23:24	16	(Video played.)
18:23:31	17	BY MS. REDDY:
18:23:32	18	Q. What's happening in this scene right
18:23:33	19	here? Are they searching the vehicle now?
18:23:35	20	MR. DUDDY: Objection. Form.
18:23:37	21	THE WITNESS: It would appear so.
18:23:43	22	(Video played.)
18:24:34	23	BY MS. REDDY:

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:24:34	1	Q. Was that you on the other side of the
18:24:37	2	vehicle in that scene?
18:24:38	3	A. I can't hear you.
18:24:39	4	Q. Sorry. Is that you on the other side
18:24:41	5	of the vehicle in this scene?
18:24:43	6	A. I can't see.
18:24:45	7	(Video played.)
18:25:15	8	BY MS. REDDY:
18:25:16	9	Q. Was that you standing on the other side
18:25:18	10	of the vehicle?
18:25:19	11	A. I can't tell.
18:25:23	12	(Video played.)
18:25:34	13	THE WITNESS: No.
18:25:34	14	BY MS. REDDY:
18:25:35	15	Q. That's not you on the other side?
18:25:37	16	A. No.
18:25:51	17	(Video played.)
18:26:04	18	BY MS. REDDY:
18:26:06	19	Q. Do you know whose voice that is
18:26:13	20	speaking in that part?
18:26:14	21	MR. DUDDY: Objection. Form.
18:26:15	22	THE WITNESS: I can't tell.
18:26:18	23	(Video played.)

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:26:39	1	BY MS. REDDY:
	2	
18:26:39		Q. So now in this part here where
18:26:41		Mr. Suttles is against the vehicle handcuffed,
18:26:44	4	arrested, what's happening now?
18:26:46	5	MR. DUDDY: Objection. Form.
18:26:48	6	THE WITNESS: I'm still searching.
18:26:54	7	BY MS. REDDY:
18:26:54	8	Q. You're still searching for the narcotics?
18:26:56	9	A. Yes, still searching the area.
18:26:59	10	(Video played.)
18:27:59	11	BY MS. REDDY:
18:28:00	12	Q. Did you ever call for a dog?
18:28:07	13	A. Not that I recall.
18:28:15	14	(Video played.)
18:29:07	15	BY MS. REDDY:
18:29:07	16	Q. So does this mark the completion of the
18:29:12	17	search for narcotics at the scene?
18:29:14	18	MR. DUDDY: Objection. Form.
18:29:15	19	THE WITNESS: I'm not sure.
18:29:20	20	(Video played.)
18:29:43	21	BY MS. REDDY:
18:29:44	22	Q. So what's happening now? You're
18:29:47	23	leaving the scene?

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:29:47	1	MR. DUDDY: Objection. Form.
18:29:48	2	THE WITNESS: Looks like we're preparing to.
18:29:50	3	BY MS. REDDY:
18:29:50	4	Q. Okay. And where do you go next?
18:29:53	5	A. I believe cell block.
18:29:56	6	Q. Is that central booking?
18:29:58	7	A. Yes.
18:29:58	8	Q. So at this time where do you suspect
18:30:00	9	the narcotics are?
18:30:04	10	A. Still possibly somewhere on his person.
18:30:09	11	Q. Okay. Now, when you went to ECMC, did
18:30:12	12	you conduct any kind of body search on Mr. Suttles?
18:30:15	13	MR. DUDDY: Objection. Form.
18:30:18	14	THE WITNESS: I did not.
18:30:19	15	BY MS. REDDY:
18:30:20	16	Q. Did you have any kind of body search
18:30:21	17	conducted on Mr. Suttles?
18:30:22	18	A. I believe he had an x-ray.
18:30:27	19	Q. And were the narcotics seen at that time?
18:30:33	20	A. I don't think so.
18:30:34	21	MR. DUDDY: Objection. Form.
18:30:35	22	THE WITNESS: No.
18:30:35	23	BY MS. REDDY:

## Michael C. Scheu - Ms. Reddy - 01/31/2024

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18:30:37 1 Q. And what about at central booking? Were there any further searches of Mr. Suttles' 18:30:39 2 person at central booking? 18:30:43 3 MR. DUDDY: Objection. 18:30:44 4 Form. THE WITNESS: The cell block attendants 18:30:45 5 18:30:48 6 would search him as well. 18:30:50 BY MS. REDDY: 18:30:50 8 So cell block and central booking are the same, right? 18:30:53 9 18:30:54 10 Α. Yes. 18:30:54 11 Q. So -- and is that where he goes after 18:30:57 12 this -- after he leaves the scene in the police vehicle? 18:31:00 13 18:31:02 14 A. Yes. 18:31:03 15 Did they uncover any narcotics on Q. 18:31:06 16 Mr. Suttles' person at central booking? 18:31:08 17 MR. DUDDY: Objection. THE WITNESS: 18:31:09 18 No. 18:31:23 19 BY MS. REDDY: 18:31:23 20 So earlier we watched footage of 18:31:26 21 Officer Ammerman punching Mr. Suttles in the face, 18:31:29 22 and you were visible behind him in the video. 18:31:32 23 you think that use of force was appropriate at that

		Michael C. Scheu - Ms. Reddy - 01/31/2024
18:31:35	1	time?
18:31:35	2	MR. DUDDY: Objection. Form.
18:31:36	3	THE WITNESS: Yes.
18:31:38	4	BY MS. REDDY:
18:31:39	5	Q. Why?
18:31:41	6	MR. DUDDY: Objection. Form.
18:31:42	7	THE WITNESS: Like I said, he could be
18:31:45	8	pulling himself under the vehicle to grab a weapon
18:31:48	9	or ingest narcotics.
18:31:53	10	BY MS. REDDY:
18:31:53	11	Q. How okay. So can you explain that?
18:31:57	12	If he's pulling himself wait. Actually, can you
18:32:02	13	restate that? Pulling himself under the car?
18:32:06	14	A. Yes. There could be weapons underneath
18:32:07	15	the car as well. We don't know that.
18:32:10	16	Q. Well, earlier in the timeline we
18:32:13	17	established that he was punched in the face before
18:32:14	18	he started pulling himself under the car. Do you
18:32:17	19	recall that?
18:32:17	20	MR. DUDDY: Objection. Form.
18:32:19	21	THE WITNESS: I don't recall, no.
18:32:20	22	BY MS. REDDY:
18:32:21	23	Q. Okay. You did witness yourself in the

Michael	C.	Scheu	_	Ms.	Reddy	_	01	/31	/2024
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Michael C. Scheu - Ms. Reddy - 01/31/2024								
		1/1						
18:32:24	1	video present at the time that Officer Ammerman						
18:32:27	2	punched Mr. Suttles in the eye repeatedly; is that						
18:32:31	3	correct?						
18:32:31	4	MR. DUDDY: Objection. Form.						
18:32:33	5	THE WITNESS: On the video, yes.						
18:32:34	6	BY MS. REDDY:						
18:32:35	7	Q. Yes, okay. Now, at that moment in						
18:32:39	8	time, did you take any steps to ensure that the						
18:32:43	9	civilian was safe while being punched in the eye by						
18:32:47	10	your partner?						
18:32:48	11	MR. DUDDY: Objection. Form.						
18:32:49	12	THE WITNESS: I didn't observe him being						
18:32:51	13	punched in the face.						
18:32:54	14	BY MS. REDDY:						
18:32:54	15	Q. Okay. Did you thereafter notice that						
18:32:59	16	he had a swelling in his eye?						
18:33:01	17	MR. DUDDY: Objection. Form.						
18:33:02	18	THE WITNESS: Yes.						
18:33:07	19	BY MS. REDDY:						
18:33:08	20	Q. What was your understanding of how he						
18:33:09	21	obtained that swelling in his eye?						
18:33:14	22	A. I'm sure at some point I became aware						
18:33:17	23	that that it happened.						

18:33:20 1 Q. Okay. And as you watch the video now, it's your testimony that that use of force by 18:33:22 2 Officer Ammerman was appropriate; is that correct? 18:33:25 3 Α. Yes. 18:33:27 4 And I said -- I asked you why, and I 18:33:28 5 Q. 18:33:31 6 know you made certain statements about Mr. Suttles 18:33:35 pulling himself under the car, and I'm going to 18:33:37 represent to you that that happened later in the timeline. So I'm going to ask this question again. 18:33:39 9 18:33:44 10 Why is it your belief -- why is it your belief that 18:33:49 11 Mr. Ammerman -- Officer Ammerman punching Mr. Suttles in the face as you watch the video back 18:33:52 12 now is appropriate? 18:33:56 13 18:33:59 14 MR. DUDDY: Objection. Form. 18:33:59 15 THE WITNESS: Like I said, per our manual of 18:34:02 16 procedure, physical force -- or physical resistance can be met with physical force. 18:34:05 17 BY MS. REDDY: 18:34:14 18 18:34:14 19 Okay. And the physical force of Q. striking him in the eye repeatedly, how is that 18:34:16 20 proportional to the resistance that you claim 18:34:19 21 Mr. Suttles exhibited? 18:34:23 22

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Buffalo, New York 14202 - (716) 853-5600

Objection.

Form.

MR. DUDDY:

18:34:24 23

# Michael C. Scheu - Ms. Reddy - 01/31/2024

	Michael C. Scheu - Ms. Reddy - 01/31/2024
18:34:25 1	THE WITNESS: Can you repeat the question,
18:34:31 2	please?
18:34:32 3	MS. REDDY: I'll have Joan read it back.
18:34:36 4	Thanks, Joan.
18:34:36 5	(The above-requested question was then read
18:34:53 6	by the reporter.)
18:34:53 7	THE WITNESS: Like I said, he was physically
18:34:56 8	resisting, and we are required and allowed to use
18:35:03 9	any force we feel is necessary. So that answers
18:35:09 10	your question to the best of my ability.
18:35:10 11	MS. REDDY: Yeah, I don't think you answered
18:35:13 12	the question, officer.
18:35:14 13	MR. DUDDY: Is your client still here? I'd
18:35:21 14	just ask that his camera be switched on, please.
18:35:26 15	MS. REDDY: Officer, I don't think you
18:35:27 16	answered the question.
18:35:28 17	THE WITNESS: I've answered it to the best
18:35:30 18	of my ability.
18:35:31 19	MS. REDDY: Okay. Joan, can you read it
18:35:33 20	back? Because I think your answer was nonresponsive.
18:35:36 21	(The above-requested question was then read
18:36:00 22	by the reporter.)
18:36:00 23	THE WITNESS: Like I said, he was physically

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18:36:03	1	resisting, refusing to put his hands behind his
18:36:06	2	back, and per our manual of procedures, that
18:36:10	3	physical force clearly was effective and necessary
18:36:16	4	as we were exonerated of any wrongdoing.
18:36:19	5	MS. REDDY: That wasn't my question. Again,
18:36:23	6	that was nonresponsive, officer.
18:36:26	7	THE WITNESS: I can't answer. I can't
18:36:30	8	answer for his actions.
18:36:33	9	MS. REDDY: I'm not asking about his I
18:36:35	10	did not ask you about him.
18:36:37	11	MR. DUDDY: Why don't you break down your
18:36:39	12	question.
18:36:40	13	MS. REDDY: No, why don't we have the
18:36:42	14	officer answer the question.
18:36:44	15	MR. DUDDY: I believe it's vague.
18:36:45	16	MS. REDDY: Joan, could you read it back?
18:36:46	17	It's not vague. It's very clear.
18:36:48	18	MR. DUDDY: It seems to be vague here to me.
18:36:50	19	MS. REDDY: It doesn't seem to be vague
18:36:52	20	unless you're purposely giving a vague answer.
18:36:55	21	Joan, could you read the question back, please.
18:36:56	22	(The above-requested question was then read
18:37:19	23	by the reporter.)

# Michael C. Scheu - Ms. Reddy - 01/31/2024

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18:37:19	1	MR. DUDDY: And was there an answer there?
18:37:22	2	MS. REDDY: It was nonresponsive. I need
18:37:24	3	the officer to answer the question asked.
18:37:26	4	MR. DUDDY: Joan, was there an answer there?
18:37:28	5	(The above-requested testimony was then read
18:37:53	6	by the reporter.)
18:37:53	7	MS. REDDY: Officer, I need you to answer my
18:37:56	8	question.
18:37:56	9	MR. DUDDY: That was it.
18:37:56	10	THE WITNESS: That was my answer.
18:37:57	11	MS. REDDY: That's nonresponsive.
18:37:59	12	MR. DUDDY: That's that's it.
18:38:01	13	MS. REDDY: Mr. Duddy, you've lodged an
18:38:04	14	objection. If I hear objection, that's great, it
18:38:06	15	will get lodged, but I'm expecting the witness to
18:38:09	16	answer the question that I asked, because his
18:38:11	17	answer did not was nonresponsive to my question,
18:38:14	18	and his second answer was even less responsive.
18:38:17	19	So, officer, I'm going to ask you again, and
18:38:19	20	if you don't understand the question, I can explain
18:38:21	21	it to you, but I think it's pretty clear.
18:38:23	22	MR. DUDDY: Asked and answered. I mean, I
18:38:25	23	can't

# Michael C. Scheu - Ms. Reddy - 01/31/2024

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18:38:26	1	MS. REDDY: Officer, I'm asking you to
18:38:27	2	answer this question.
18:38:30	3	THE WITNESS: I believe I have.
18:38:31	4	MS. REDDY: Well, I'm asking you to answer
18:38:32	5	it in a more responsive fashion.
18:38:35	6	MR. DUDDY: He has.
18:38:36	7	MS. REDDY: No. Same question on the table.
18:38:38	8	MR. DUDDY: Because you don't get the answer
18:38:40	9	you want from him? He has.
18:38:41	10	MS. REDDY: No, he didn't. He cited to be
18:38:43	11	exonerated, which is not relevant to the question.
18:38:45	12	So I guess, were you listening to the answer given?
18:38:49	13	There were words said, but they were nonresponsive
18:38:51	14	in nature.
18:38:53	15	MR. DUDDY: His answer was just read back by
18:38:55	16	our court reporter.
18:38:56	17	MS. REDDY: It was nonresponsive. Joan,
18:38:59	18	could you read the question again for the witness.
18:39:02	19	(The above-requested question was then read
18:39:33	20	by the reporter.)
18:39:33	21	THE WITNESS: He could be fighting for
18:39:35	22	weapons as well, like I said.
18:39:37	23	BY MS. REDDY:

- Q. So if he's fighting for weapons, then the use of force -- hold on, hold on. Again, that was not a responsive answer, but I can follow up to what you are saying. It's your position that he -- and, you know, we did establish that Mr. Suttles was struck in the face before he started pulling himself -- before which you claim he was pulling himself under the car. So my question to you is: At that point where we witnessed in the video Officer Ammerman striking him in the face multiple times to the point where his eye socket was broken, how was that a justifiable use of force, in your opinion?
- A. I don't know what's going through Officer Ammerman's head.

MR. DUDDY: Objection. Form.

## BY MS. REDDY:

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Q. Okay. And you testified to Mr. Suttles resisting at that time when he was face down on the floor, and I'm asking you: That level of resistance, how is that proportional to striking him in the eye multiple times to the point where his eye socket is broken?

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	Ī	Michael C. Scheu - Ms. Reddy - 01/31/2024
18:40:41	1	MR. DUDDY: Objection. Form. This is the
18:40:42	2	same question.
18:40:43	3	MS. REDDY: Officer, you have to answer the
18:40:45	4	question.
18:40:45	5	MR. DUDDY: I have it wrote down right here,
18:40:46	6	how is that proportional.
18:40:47	7	MS. REDDY: Yes, and he didn't answer.
18:40:49	8	MR. DUDDY: Same question you've continued
18:40:49	9	to ask, and he's answered it.
18:40:50	10	MS. REDDY: Yeah, and if he doesn't answer
18:40:51	11	the actual question how is it proportional,
18:40:55	12	officer? Please answer the question.
18:40:57	13	MR. DUDDY: He's answered it.
18:40:58	14	MS. REDDY: Please answer the question,
18:40:59	15	officer.
18:40:59	16	MR. DUDDY: This is just I mean, you're
18:41:02	17	just badgering the witness.
18:41:03	18	THE WITNESS: I don't know how else to
18:41:04	19	answer it.
18:41:05	20	BY MS. REDDY:
18:41:05	21	Q. How is it proportional?
18:41:07	22	A. I don't know how else to answer that

18:41:08 23 question.

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Q. But you didn't answer that question, so I'm going to ask you again: How is that proportional? And I'm speaking very specifically to these incidents. You've given general answers about the policy and being exonerated, and those are nonresponsive to my question. My question to you -- there's a question --

MR. DUDDY: On the record --(Reporter interruption.)

### BY MS. REDDY:

Q. Officer Scheu, you are an individual defendant in this case. How is it proportional that your partner used force against Mr. Suttles to the point where he was repeatedly struck in the eye multiple times and his eye socket was broken, how is that proportionate to the resistance you claim he exhibited --

> MR. DUDDY: Objection. Form.

MS. REDDY: Hold on. I'm not done -- before you claim he tried to pull himself under the vehicle?

MR. DUDDY: Objection. Compound.

BY MS. REDDY:

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Michael	C.	Scheu	_	Ms.	Reddy	_	01	/31	/2024
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- Q. How is that proportional, officer?
- 18:42:15 2 A. He could be fighting for weapons in 18:42:18 3 which case --

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Q. Hold on. I just want to clarify. It's not he could be. It's not about the policy. It's not what he could have been doing. I want you to answer with specificity about what actually occurred.

How is the use of force by way of punching Mr. Suttles in the eye socket multiple times proportionate to the resistance you claim he exhibited?

MR. DUDDY: Objection.

THE WITNESS: I believe that is a question for Officer Ammerman.

#### BY MS. REDDY:

- Q. I'm asking you, Officer Scheu,
  Defendant Scheu in this case, how is that
  proportional?
  - A. I guess I don't -- I don't know.
- Q. You're required to answer this question, officer.
- MR. DUDDY: He's already answered it.

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Michael C	Ξ.	Scheu	_	Ms.	Reddy	_	01/	31/	2024
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18:43:14	1	MS. REDDY: Officer and Defendant Scheu. So
18:43:16	2	take your time if you want to think about it.
18:43:18	3	MR. DUDDY: With all due respect, counsel,
18:43:21	4	I've noted that you've asked that same question
18:43:24	5	seven times.
18:43:24	6	MS. REDDY: Okay. And I've noted that he
18:43:25	7	has not answered the question.
18:43:27	8	MR. DUDDY: Well, you're going to have to
18:43:29	9	pose another question if you want another answer.
18:43:32	10	BY MS. REDDY:
18:43:33	11	Q. Officer Scheu, how is the use of force
18:43:36	12	equivalent to punching Mr. Suttles in the eye
18:43:38	13	socket multiple times by Officer Ammerman in your
18:43:42	14	presence proportional to the resistance you claim
18:43:44	15	Mr. Suttles exhibited?
18:43:46	16	MR. DUDDY: Objection. Form.
18:43:48	17	THE WITNESS: In my presence, but I did not
18:43:52	18	witness.
18:43:54	19	BY MS. REDDY:
18:43:54 2	20	Q. And we looked back at the video where
18:43:58 2	21	you were present; is that correct?
18:43:59 2	22	MR. DUDDY: I'm sorry, excuse me?
18:44:03 2	23	BY MS. REDDY:

Michael	C.	Scheu	_	Ms.	Reddy	_	01	/31	/2024
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- Q. We looked back at the video footage where you were present; is that correct?
  - A. Yes.
  - Q. Yes.
  - MR. DUDDY: What's the question?
- MS. REDDY: The same question. How is the use of force that you witnessed -- and I think if you listen when I'm talking, you'll hear my question, but we can't talk at the same time.

### BY MS. REDDY:

- Q. Officer Scheu, you're an individual defendant in this case. You witnessed by this video, if not in person at the time, Officer Ammerman punch Mr. Suttles repeatedly in the eye to the point where his eye socket was broken, and I'm asking you how that is proportionate to the level of resistance you claim Mr. Suttles exhibited.
- A. I've answered it to the best of my ability.
  - Q. What's your answer?
- A. The same one that I -- that I put on the record.
  - Q. Please state it again, because so far

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18:44:58 1 your answers have been nonresponsive, and you will 18:45:00 2 need to answer my question.

How is it proportional?

- A. That's the only one I got. I don't have another answer.
- Q. What was the answer? What was the answer?
  - A. Can you repeat my answer, please?
- Q. Well, both of them were nonresponsive, so we're just wasting time reading them back. They were nonresponsive.
- MR. DUDDY: Joan, can you read back the multiple answers given by Officer Scheu to that same question.

(The above-requested testimony was then read by the reporter.)

(Off the record at 6:47 p.m.)

### BY MS. REDDY:

Q. So, officer, to be clear, the use of force by way of punching Mr. Suttles in the eye multiple times to where his eye socket is broken is effective or deemed necessary if he refuses to put his hand behind his back?

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	ſ	Michael C. Scheu - Ms. Reddy - 01/31/2024
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18:48:25	1	MR. DUDDY: Is there a question?
18:48:27	2	BY MS. REDDY:
18:48:27	3	Q. Is that correct?
18:48:28	4	A. In this case, yes.
18:48:30	5	MR. DUDDY: Objection. Form.
18:49:23	6	BY MS. REDDY:
18:49:23	7	Q. Was there a time where you learned that
18:49:26	8	Mr. Suttles had a dislocated right shoulder from
18:49:29	9	May 10th, 2020?
18:49:30	10	MR. DUDDY: Objection. Form.
18:49:31	11	THE WITNESS: Yes.
18:49:32	12	BY MS. REDDY:
18:49:33	13	Q. And did you form an opinion about how
18:49:35	14	his right shoulder was dislocated?
18:49:38	15	MR. DUDDY: Objection. Form.
18:49:39	16	THE WITNESS: No.
18:50:12	17	BY MS. REDDY:
18:50:13	18	Q. Did you ever learn what happened to the
18:50:14	19	charges that were made against Mr. Suttles in
18:50:18	20	relation to the events of May 10th, 2020?
18:50:22	21	MR. DUDDY: Objection. Form.
18:50:23	22	THE WITNESS: I believe they were dropped.
18:50:27	23	BY MS. REDDY:

### Michael C. Scheu - Ms. Reddy - 01/31/2024

Q. Okay. One second. I'm just getting an exhibit ready. Actually, scratch that.

Since May 10th of 2020, have you ever witnessed Officer Ammerman punch any other civilian?

A. No.

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Q. Did you ever ask Officer Ammerman why he punched Mr. Suttles repeatedly in the eye on May 10th, 2020?

MR. DUDDY: Objection. Form.

THE WITNESS: No.

### BY MS. REDDY:

- Q. What steps did you take to make sure -to ensure that Mr. Suttles was treated properly on
  May 10th, 2020?
  - A. We got him medical treatment.
- Q. Okay. But that's after. I'm actually speaking more generally than that. What steps did you take to ensure that he was being treated in line with his constitutional rights on May 10th, 2020?

MR. DUDDY: Objection. Form.

THE WITNESS: Like I said, after we got through with the process, we got him medical

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Michael	С.	Scheu	_	Ms.	Reddy	_	01/31/2024
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18:52:22 1 attention
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### BY MS. REDDY:

Q. What steps did you take to ensure that Mr. Suttles was being treated properly in relation to his civil rights on May 10th, 2020?

MR. DUDDY: Objection. Form.

THE WITNESS: I don't believe his civil rights were infringed upon.

### BY MS. REDDY:

Q.

- Q. You don't believe what?
- A. His civil rights were infringed upon.

That wasn't the question, officer.

Please listen to the question asked. What steps did you take to ensure that his civil rights were not infringed upon on May 10th, 2020?

MR. DUDDY: Objection. Form.

THE WITNESS: They weren't infringed upon from start to finish.

### BY MS. REDDY:

- Q. What steps did you take? My question to you is not whether they were or they were not. What steps did you take to ensure that?
  - A. I mean, they weren't infringed upon, so

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I can't answer that. But if they were infringed upon, I would have done something, but they weren't.

Q. That's still nonresponsive, but I'm going to move on.

What steps did you take to make sure that Mr. Suttles was treated in line with the Buffalo manual of procedures?

- A. I used my training from the Buffalo Police Department from start to finish.
- Q. And what steps did you take to ensure that other police officers also conducted themselves in line with the City of Buffalo procedures?

MR. DUDDY: Objection. Form.

THE WITNESS: I didn't see anything that was done wrong to intervene or do anything or say anything to other officers.

MS. REDDY: Okay, Joan. I'm going to let you go, because I don't want you to be delayed any more.

THE REPORTER: Thank you.

(Deposition adjourned at 6:54 p.m.)

\* \* \*

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          I hereby CERTIFY that I have read the
2
   foregoing 187 pages, and that they are a true and
3
   accurate transcript of the testimony given by me in
4
   the above-entitled action on January 31, 2024.
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7
                                 MICHAEL C. SCHEU
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   Sworn to before me this
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   -----, day of ----, 20 .
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   NOTARY PUBLIC.
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          I DO HEREBY CERTIFY as a Notary Public in and
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   for the State of New York, that I did attend and
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   report the foregoing deposition, which was taken
   down by me in a verbatim manner by means of machine
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   shorthand. Further, that the deposition was then
   reduced to writing in my presence and under my
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   direction.
               That the deposition was taken to be
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   used in the foregoing entitled action. That the
13
   said deponent, before examination, was duly sworn
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   to testify to the truth, the whole truth and
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   nothing but the truth, relative to said action.
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                            JOAN M. METZGER-HUBBELL,
                           CM, Realtime Reporter,
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                           Notary Public.
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JACK W. HUNT & ASSOCIATES, INC.

Witness [1] - 190:2 witness [16] - 53:19, 61:23, 62:7, 104:22, 106:18, 113:23, 116:10, 118:9, 121:6, 143:3, 162:6, 170:23, 175:15, 176:18, 178:17, 181:18 witnessed [5] -19:11, 177:9, 182:7, 182:12, 185:4 witnesses [1] -121:11 WITNESSES [1] -190:1 word [4] - 5:7, 35:8, 54:3, 66:5 words [9] - 27:13, 31:5, 57:9, 71:6, 93:13, 94:6, 94:7, 123:3, 176:13 works [1] - 80:4 writing [2] - 14:18, 189:10 written [2] - 14:12, 14:13 wrongdoing [1] -174:4 wrote [1] - 178:5

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### Υ

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**Zoom** [3] - 2:4, 2:10,

**ZOOM** [1] - 2:11

JACK W. HUNT & ASSOCIATES, INC.

1120 Liberty Building

**DEFT\_EXHIBIT** 

KC 01/26/2024

001

#: 10052733 ation Indicator:

2796

Agency Case #: 20-01478-91 (A)

SUFFALO POLICE DEPARTMENT ARRESTING/BOOKING REPORT

Report Date: 05/11/2020 02:29 Report Printed By: OLDHAM, Kim

PERSON INFORMATION -

**JTTLES. Quentin C** 

AGE: 30

SEX: Male

RACE: Black

нт: 6'02 WEIGHT: 160 AIR COLOR: Black

BUILD: Slim

ETHNICITY: Non-Hispanic SS #:

EYE DEFECTS:

HAIR TYPE:

EYE COLOR Brown

FACIAL FEATURES

HOME TELEPHONE:

FACE:

SKIN TONE: Dark Brown

DISABILITY:

SCARS/MARKS/TATTOOS:

ADDRESS:

MARITAL STATUS: Single (never married)

EDUCATION:

RELIGION:

CITIZEN OF: US

PLACE OF BIRTH: BUFFALO NY

LICENSE STATE:

NYSID #: 00476540-N

DRIVERS LICENSE #:

FBI #: 342938LC0

MUG #: 263561

- ARREST/OFFENSE INFORMATION -

INCIDENT #: 20-1310536 ARREST TYPE: CIP - Crime in Progress

STATUS AT ARREST. Held

ARRESTING AGENCY: BUF

ARREST DATE/TIME: 05/10/2020 18:30

CONDITION AT ARREST: Injured or Sick

ARRESTING OFFICER: SCHEU, Michael

ASSISTING OFFICER: AMMERMAN, RONALD J

ADDRESS OF ARREST: EAGLE ST E, BUFFALO NY US

PRIMARY ARREST CHARGE: PL 215.40-02 TAMP W/PHYS EV:CONCEAL/DESTROY EF

ATT: N

BOOKING INFORMATION -

CJTN #: 69352745-K

BOOKING STATUS: Normal

BOOKING START DATE/TIME: 05/10/2020 20:25

BOOKING END DATE/TIME: 05/10/2020 20:29

ITEM(S) SEIZED AT ARREST:

ARRAIGNMENT COURT: NY014011J CITY OF BUFFALO

BOOKING COMMENTS: NYS ID/ NO WARRANTS

**DEF DID OBSTRUCT AND RESIST** 

F/P'S TAKEN BY: POHANCSEK, Melanie L

ARRESTEE SIGNATURE:

DATE: 05/11/2020

NCIC CLASS, BY:

DATE/TIME:



**Arrest Charges:** 

**Rolled Right Thumb** NCIC CLASS:

Att. Incident #:

Warrant #:

Summons #:

PL 215.40-02 TAMP W/PHYS EV:CONCEAL/DESTROY | N PL 195.05 OBSTRUCT GOVERNMENTL ADMIN-2ND A N

20-1310536 20-1310536

PL 205.30 RESISTING ARREST AM

20-1310536

VTL 0509-01 MV LICENSE VIOL:NO LICENSE I VTL 1127-0A ONE-WAY VIOL:DESIGNATED ROAD I

N 20-1310536

20-1310536

	Docket Number
CITY OF BUFFALO	CD #: <b>20-1310536</b>
COUNTY OF ERIE STATE OF NEW YORK	
The People of the State of New York vs.	3796
QUENTIN C. SUTTLES DOB:	) INFORMATION / COMPLAINT
·	)

I, **Police Officer MICHAEL C. SCHEU**, a police officer herein, accuse **QUENTIN C. SUTTLES**, the DEFENDANT of this action, and charge that on or about Sunday, May 10, 2020 at E EAGLE ST and MADISON ST in the CITY OF BUFFALO, County of ERIE, at about 06:20 PM, said DEFENDANT did commit the offense of:

)

### TAMPERING WITH PHYSICAL EVIDENCE

a class E FELONY contrary to the provisions of section 215.40, subsection(s) 02 of the Penal Law of the State of New York.

THE SAID DEFENDANT, AT THE AFORESAID TIME AND PLACE, DID BELIEVING THAT CERTAIN PHYSICAL EVIDENCE IS ABOUT TO BE PRODUCED OR USED IN AN OFFICIAL PROCEEDING OR A PROSPECTIVE OFFICIAL PROCEEDING, AND INTENDING TO PREVENT SUCH PRODUCTION OR USE, HE SUPPRESSES IT BY ANY ACT OF CONCEALMENT, ALTERATION OR DESTRUCTION, OR BY EMPLOYING FORCE, INTIMIDATION OR DECEPTION AGAINST ANY PERSON. IN THAT THE DEFENDANT, WHILE DRIVING A 2010 GREY CHEVROLET, NY REG GWT5141 WAS GOING THE WRONG WAY ON A ONE-WAY STREET, NORTH ON MADISON STREET. OFFICERS ACTIVATING OVERHEAD LIGHTS FOR VEHICLE AND TRAFFIC STOP. UPON APPROACHING SAID VEHICLE A STRONG ODOR OF MARIHUANA SMELL WAS EMINATING FROM THE VEHICLE. THE DEFENDANT DID STRUGGLE WITH OFFICER AFTER BEING REMOVED FROM HIS VEHICLE. THE DEFENDANT KEPT GRABBING FOR HIS PRIVATE AREA WHILE STRUGGLING WITH OFFICERS ON THE GROUND. WHILE THE DEFENDANT WAS STRUGGLING AND FIGHTING WITH OFFICERS ON THE GROUND, THE DEFENDANT DID BELIEVE THAT CERTAIN PHYSICAL EVIDENCE IS ABOUT TO BE PRODUCED FROM HIS PERSON, TOSSING SUCH EVIDENCE AWAY. rk

ALL CONTRARY TO THE PROVISIONS OF THE STATUTE IN SUCH CASES MADE AND PROVIDED. THE ABOVE ALLEGATIONS OF FACT ARE MADE BY THE COMPLAINANT HEREIN ON DIRECT KNOWLEDGE.

Therefore, the complainant requests that said defendant be dealt with according to the provisions of the Criminal Procedure Law, and according to law.

### **NOTICE**

(Penal Law, Section 210.45)

It is a crime, punishable as a Class A Misdemeanor under the Laws of the State of New York, for a person, in a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

Complainant

Misa 5.10.20

	Docket Number
CITY OF BUFFALO	CD #: <b>20-1310536</b>
COUNTY OF ERIE STATE OF NEW YORK	
The People of the State of New York vs.	)
QUENTIN C. SUTTLES DOB:	) INFORMATION / COMPLAINT
	) )

I, Police Officer MICHAEL C. SCHEU, a police officer herein, accuse QUENTIN C. SUTTLES, the DEFENDANT of this action, and charge that on or about Sunday, May 10, 2020 at E EAGLE ST and MADISON ST in the CITY OF BUFFALO, County of ERIE, at about 06:20 PM, said DEFENDANT did commit the offense of:

### OBSTRUCTING GOVERNMENTAL ADMINISTRATION IN THE SECOND DEGREE

a class A MISDEMEANOR contrary to the provisions of section 195.05 of the Penal Law of the State of New York.

THE SAID DEFENDANT, AT THE AFORESAID TIME AND PLACE, DID INTENTIONALLY OBSTRUCT, IMPAIR OR PERVERT THE ADMINISTRATION OF LAW OR OTHER GOVERNMENTAL FUNCTION OR PREVENTS OR ATTEMPTS TO PREVENT A PUBLIC SERVANT FROM PERFORMING AN OFFICIAL FUNCTION, BY MEANS OF INTIMIDATION, PHYSICAL FORCE OR INTERFERENCE, OR BY MEANS OF ANY INDEPENDENTLY UNLAWFUL ACT, OR BY MEANS OF INTERFERING, WHETHER OR NOT PHYSICAL FORCE IS INVOLVED. IN THAT THE DEFENDANT, WHILE DRIVING A 2010 GREY CHEVROLET, NY REG GWT5141 WAS GOING THE WRONG WAY ON A ONE-WAY STREET, NORTH ON MADISON STREET (VTL1127A). OFFICERS ACTIVATING OVERHEAD LIGHTS FOR VEHICLE AND TRAFFIC STOP. UPON APPROACHING SAID VEHICLE A STRONG ODOR OF MARIHUANA SMELL WAS EMINATING FROM THE VEHICLE. THE DEFENDANT DID STRUGGLE WITH OFFICER AFTER BEING REMOVED FROM HIS VEHICLE. THE DEFENDANT KEPT GRABBING FOR HIS PRIVATE AREA WHILE STRUGGLING WITH OFFICERS ON THE GROUND. THE DEFENDANT STILL REFUSING OFFICERS ORDERS TO PLACE HIS HANDS BEHIND HIS BACK, RESISTING ARREST. THE DEFENDANT DID CONITUE TO RESIST OFFICERS ATTEMPT TO PLACE HIM UNDER ARREST, PREVENTING A PUBLIC SERVANT FROM PERFORMING AN OFFICIAL FUNCTION. THE DEFENDANT WAS FOUND TO BE DRIVING ON A SUSPENDED LICENSE (VTL509-1).

ALL CONTRARY TO THE PROVISIONS OF THE STATUTE IN SUCH CASES MADE AND PROVIDED. THE ABOVE ALLEGATIONS OF FACT ARE MADE BY THE COMPLAINANT HEREIN ON DIRECT KNOWLEDGE.

Therefore, the complainant requests that said defendant be dealt with according to the provisions of the Criminal Procedure Law, and according to law.

### **NOTICE**

(Penal Law, Section 210.45)

It is a crime, punishable as a Class A Misdemeanor under the Laws of the State of New York, for a person, in a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

Complainant

Subscribed and sworn to me this 10th of May, 2020

	Docket Number
CITY OF BUFFALO COUNTY OF ERIE STATE OF NEW YORK	CD #: <b>20-1310536</b>
The People of the State of New York vs.  QUENTIN C. SUTTLES DOB:	) ) INFORMATION / COMPLAINT )

I, Police Officer MICHAEL C. SCHEU, a police officer herein, accuse QUENTIN C. SUTTLES, the DEFENDANT of this action, and charge that on or about Sunday, May 10, 2020 at E EAGLE ST and MADISON ST in the CITY OF BUFFALO, County of ERIE, at about 06:20 PM, said DEFENDANT did commit the offense of:

)

### RESISTING ARREST

a class A MISDEMEANOR contrary to the provisions of section 205.30 of the Penal Law of the State of New York.

THE SAID DEFENDANT, AT THE AFORESAID TIME AND PLACE, DID INTENTIONALLY PREVENT OR ATTEMPT TO PREVENT A POLICE OFFICER OR PEACE OFFICER FROM EFFECTING AN AUTHORIZED ARREST OF HIMSELF OR ANOTHER PERSON. IN THAT THE DEFENDANT DID STRUGGLE AND REFUSE OFFICERS ORDER TO PLACE HIS HANDS BEHIND HIS BACK WITH THE ATTEMPT TO PREVENT A POLICE OFFICE FROM MAKING AN AUTHORIZED ARREST. rk

ALL CONTRARY TO THE PROVISIONS OF THE STATUTE IN SUCH CASES MADE AND PROVIDED. THE ABOVE ALLEGATIONS OF FACT ARE MADE BY THE COMPLAINANT HEREIN ON DIRECT KNOWLEDGE.

Therefore, the complainant requests that said defendant be dealt with according to the provisions of the Criminal Procedure Law, and according to law.

### NOTICE

(Penal Law, Section 210.45)

It is a crime, punishable as a Class A Misdemeanor under the Laws of the State of New York, for a person, in a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

Malo

Subscribed and sworn to me this 10th of May, 2020

	New York State . !	Department of Moto	or Vehicle	s		
BA06BTM0L3	UNIFOR	M TRAFFIC TICH	KET CE AGENO	CY .		TO PLEAD BY MAIL
To be completed by Police C and given to Motorist	fficer	BUFFALO POLIC				(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)
F		Local Police Code BPD				- If you are pleading IfOU II TYPE
Last Name(Defendant) SUTTLES		First Hame QUENTIN			MI C	- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then
Sturcture and Secure			Apt N		ic Shown	
City BUFFALO	State NY	705 (* 3.95.)	Owner Oper	Lic Clas	<b>德</b> } ss	- Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.
Client ID Number 796088308			Sex	D Date Expire	95	- DO NOT use this form for Misdemanner as Full
Lic State Date of Birth	Year Year 201	Make CHEV	M	02/02/20	Color	on this ticket in person.
Plate Number	Reg State Registration	on Expires			GΥ	- If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.
THE PERSON D	ESCRIBED ABOV		AS FOL	LOWS		SECTION A - PLEA OF GUILTY
Time Date of C	Offense	IN VIOLATION OF	<del></del>			
Section Sub Section	2020	NYS V AND T			PH Zone	To the Court listed on the other side of this ticket:
5091 Description of Violation		<b>®</b> 0 (		100	1112000	residing at
UNLICENSED OPERATOR			US, D	OT#		and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to
			CDL \	/eh Bus	Haz Mat	
Place of Occurrence					0	Additionally, I make the following statement of explanation (optional):
MADISON/EAGLE C/T/V Name			Hwy N	c Loc 150	. Code 01	
BUFFALO, CITY OF - 1501	County ERIE		Hwy. Ty	pe NCIC/ 0140		
AFFIRMED UNDER PENALTY OF PE	ERJURY	j.	Date Affirmed 05/10/202	d Off As		Ali statements are made under penalty of perjury:
M	SHE	Ā	rrest Type			Date: Signed
(Officer's Signature)			- PATRO adge/Shield		80	SECTION B - PLEA OF NOT GUILTY
Officer's Last Name SCHEU		First Name M	,		MI	The following notice applies to you if the officer did not issue you a supporting deposition with your ticket.
Radar Officer's Signature  THIS MATTER IS SCHEDULER	TO BE HANDI TO					NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?
THIS MATTER IS SCHEDULED	TO DE NANDEED	UNTHE APPEAR	RANCE D	ATE BEL		
BUFFALO CITY COURT				TIL DEL	ow	SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS
Address				ALL DEL	ow	SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?
Address 50 DELAWARE AVE				TO DEL	ow	SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS
Address 60 DELAWARE AVE City BUFFALO		State NY	77	ip <b>4202</b>	·	SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?  NO SPEEDING (Gen 101)  GENERAL (Gen 101A)  Signature
BUFFALO CITY COURT  Address  50 DELAWARE AVE  City BUFFALO  RETURN BY MAIL BEFOR  MUST APPEAR IN PERSO	E OR IN PERSON (	. NV	Zi 1	io	ow .	SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?  NO SPEEDING (Gen 101) (C)  GENERAL (Gen 101A) (C)
Address 50 DELAWARE AVE DIRY BUFFALO RETURN BY MAIL BEFOR	TO THIS C CONVICTION ED, NOT ON LTY, BUT IT A MOTOR D YOUR CE ANY, ARE S REVOCATION	HARGE IS O5/11/20  HARGE IS ON AFTER NLY WILL NADDITION VEHICLE CONTROL TO SUBJECT SUBJECT TO SUBJECT S	TRIAL YOU I N YOU OR E OF O ESCR	4202   Time   9:30     IF   BE   JR	- AM	Yes No SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?  NO SPEEDING (Gen 101)  GENERAL (Gen 101A)

Your failure to respond may result in a warrant for use license and/or a defended in a warrant for use in the second seco

Your failure to respond may result in a warrant for your arrest or suspension of your driver's

license and/or a default judgement against you.

# CITY OF BUFFALO POLICE DEPARTMENT CENTRAL BOOKING BUREAU CASE HISTORY

DEFENDANT(S): QUENTIN SUTTLES AFN: 20-0147891

THE OFFICER IN CHARGE OF A CASE IS THE OFFICER WITH THE MOST KNOWLEDGE OF THE EVENTS LEADING TO THE ARREST. THIS OFFICER WILL ALSO BE THE ONE TO SUBMIT ALL ITEMS OF AN EVIDENTIARY NATURE TO THE CPS LAB OR PROPERTY ROOM. THE OFFICER IN CHARGE MUST GIVE A CONCISE AND SUFFICIENTLY DETAILED ACCOUNT OF THE CASE WITH SPECIFICS PERTAINING TO ALL OFFICERS INVOLVED. THIS ACCOUNT WILL ACCOMPANY ALL PAPERWORK FORWARDED TO BUFFALO CITY COURT.

THE FOLLOWING SUMMARY REPRESENTS THIS CASE FILE TO THE BEST OF MY KNOWLEDGE:

NAME OF OFFICER IN CHARGE: OFC MICAHEL SCHEU FUNCTION(S) PERFORMED: INVESTIGATED AND PLACED THE DEFENDANT UNDER ARREST; VTL SUMMONS'

NAME OF ASSISTING OFFICER #2: OFC RONALD AMMERMAN FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; 710.30

NAME OF ASSISTING OFFICER #3: OFC PETER MASSICCI FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; SUBMITTED EVIDENCE

NAME OF ASSISTING OFFICER #4: OFC JONATHAN HANOVER FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; P-31

NAME OF ASSISTING OFFICER #5: OFC JAKE GIARRANO FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST;

NAME OF ASSISTING OFFICER #6: OFC MARC HURST FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST;

NAME OF ASSISTING OFFICER #7: LT COURTNEY TRIPP FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; SUPERVISED

> Mala 5/10/20

		Docket Number
	CITY OF BUFFALO COUNTY OF ERIE STATE OF NEW YORK	CD #:20-1310536
	The People of the State of New York vs.  QUENTIN C. SUTTLES DOB:	) NOTICE TO DEFENDANT OF INTENTION TO OFFER EVIDENCE AT TRIAL (CPL 710.30 AND 700.70) )
THE P	PEOPLE INTEND TO OFFER AT TRIAL:	
EN	TATEMENTS BY DEFENDANT: EVIDENCE OF A ST. GAGED IN LAW ENFORCEMENT ACTIVITY OR TO A PERSPOPERATION WITH HIM.	ATEMENT MADE BY THE DEFENDANT TO PUBLIC SERVANT SON THEN ACTING UNDER HIS DIRECTION OR IN
<u> </u>	Written statement (attach copy)	
<b>2</b> .	2. What was said by the defendant at the time of arrest? (specify: date, place, content and to whom)	
☐ 3.	No statements were made Ar	resting Officers Initials:
RONAL	R ARREST, AFTER RIGHTS WHILE AT 121 W EAGLE LD AMMERMAN "I DID HAVE WEED BUT I GOT RID C IE AT THE CAR."	THE DEFENDANT SPONTANEOUSLY STATED TO OFC DF THAT, I THREW THAT IN THE GRASS WHEN THEY
THE	ENTIFICATION OF DEFENDANT: TESTIMONY IDE E OFFENSE CHARGED BY WITNESSES WHO HAVE IDEN' ECIFICALLY:	NTIFYING THE DEFENDANT AS A PERSON WHO COMMITTED TIFIED HIM AS SUCH PRIOR TO ARREST / TRIAL.
	HO MADE IDENTIFICATION OF DEFENDANT? (SPEC TE: <u>5/10/2020</u> PLACE: <u>MADISON AND E EAGL</u>	
<u> </u>	Showup Identification	
2.	Photograph Identification	
 3.	Line-up	
4.	4. Observation of defendant upon some other occasion relevant to case	
∑ 5.	Other (specify) <b>DIRECT OBSERVATION</b>	

Printed: 5/10/2020 8:21:13 PM

```
SEARCH CRITERIA
          Last Name: SUTTLES
         First Name: QUENTIN
    Middle Initial:
           Name Ext:
                DOB:
                sex:
               Race: U
LOCAL WARRANT INFORMATION
----- Warrant Information -
         warrant #: 17707065
Iss. Date: 2017-08-01
       Iss. Agency: Lancaster Town Police Department
               Type: DCJS
       Complaint #:
Extradition: S
             Court:
             Judge:
   Predicate Felon: false
 Vulnerable Victim:
----- Personal Information -----
            Name; SUTTLES, QUENTELL D
             DOB:
             Sex: M
            Race: B
          Height: 602
          Weight: 160
Build:
            Skin:
            Hair: BLK
            Eyes: BRO
       Ethnicity:
 Facial Features:
         Address:
           SSN #:
           PCN #:
           FBI #:
           SID #:
----- Charges -----
      CHARGE: VTL 0511 M 2
   ATTEMPTED:
     COUNTS:
DESCRIPTION:
----- Notes -----
NYSP Order of Protection
-----NYSP ORDER OF PROTECTION DATA-----
***Order of Protection Record***
           Order #: 2020-000688 Family Unit #: 160439 Status: TEMPORARY
        Issue Date: 2020-02-05 Expiry Date: 2020-08-05
            Agency: BUFFALO CITY POLICE DEPARTMENT ORI: NY0140100 Phone #: 7168514545
```

ISS. Court: BUFFALO CITY COURT

Judge: FOOTE-BEAVERS, LENORA B
Type: LC Phone #: 7168452661
Orig. Case ID: Docket: CR-01488-20 Suffix:

Court Ord Service: 2020-02-05 Serving Agency: Law Enf Service:

Service Caution:

```
Condition:
   Service Required: false
Warrant Return: false
       Court Advised: true
                 Caveat: ** DEFENDANT ADVISED IN COURT OF ISSUANCE AND CONTENTS OF ORDER -
             ORDER IS ENFORCEABLE **
                   Misc:
  Requesting Person: VASQUEZ, DANIELLE
                     DOB: 1995-12-11 Sex: F Race: U
                     SSN:
              Other ID: REQUESTOR_PROTECTED
                  Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON: REFRAIN FROM ASSAULT,
STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENÁCING, RECKLESS ENDANGERMENT, STRANGULATION,
CRIMINAL OBSTRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL
ABUSE, SEXUAL MISCONDUCT, FORCIBLE TOUCHING, INTIMIDATION, THREATS, IDENTITY THEFT, GRAND LARCENY, COERCION OR ANY CRIMINAL OFFENSE AGAINST DANIELLE VASQUEZ (DOB: 12/11/1995);
Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, VOICE-MAIL OR OTHER ELECTRONIC OR ANY OTHER MEANS WITH DANIELLE VASQUEZ (DOB: 12/11/1995);
                  Terms: 1A - STAY AWAY FROM THE PERSON : DANIELLE VASQUEZ (DOB: 12/11/1995);
Terms: 1B - STAY AWAY FROM THE HOME OF : THE HOME OF DANIELLE VASQUEZ (DOB: 12/11/1995)
AT 56 ROGERS, BUFFALO, NY 14215;
                  Terms: 1C - STAY AWAY FROM THE SCHOOL OF: THE SCHOOL OF DANIELLE VASQUEZ (DOB:
12/11/1995);
                  Terms: 1D - STAY AWAY FROM THE BUSINESS OF : THE BUSINESS OF DANIELLE VASQUEZ (DOB:
12/11/1995);
                  Terms: 1E - STAY AWAY FROM THE PLACE OF EMPLOYMENT OF : THE PLACE OF EMPLOYMENT OF
DANIELLE VASQUEZ (DOB: 12/11/1995);
Terms: 1F - STAY AWAY FROM (OTHER): (OTHER) DANIELLE VASQUEZ (DOB: 12/11/1995) AT 56 ROGERS, BUFFALO, NY 14215 STAY 100 FEET AWAY FROM; STAY A ONE BLOCK RADIUS FROM; Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: NO COMMUNICATION WITH DANIELLE VASQUEZ (DOB:
12/11/1995) INCLUDING, BUT NOT LIMITED TO, PHONE, MAIL, SOCIAL MEDIA OR THIRD PARTIES; Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: POLICE ESCORT INTO THE PROTECTED ADDRESS IS
PERMITTED FOR THE DEFENDANT TO OBTAIN HIS/HER PROPERTY;
Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THIS ORDER OF PROTECTION WILL REMAIN IN EFFECT EVEN IF THE PROTECTED PARTY HAS, OR CONSENTS TO HAVE, CONTACT OR COMMUNICATION WITH THE PARTY AGAINST WHOM THE ORDER IS ISSUED THE ORDER OF PROTECTION CAN ONLY BE MODIFIED OR TERMINATED BY THE COURT THE PROTECTED PARTY CANNOT BE HELD TO VIOLATE THIS ORDER NOR BE ARRESTED FOR VIOLATING THIS
ORDER;
                  Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: YOU WILL BE IN VIOLATION OF THIS ORDER EVEN IF INVITED BACK INTO THE HOME AT 56 ROGERS, BUFFALO, NY 14215 BY DANIELLE VASQUEZ;
                  Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: FURTHER VISITATION MAY BE ALLOWED PURSUANT TO
AN ORDER OF THE FAMILY OR SUPREME COURTS IN THE FUTURE;
 Restricted Person: SUTTLES, QUENTIN C
                    DOB:
                               Sex: M Race: B
Weight: 160 Eye: BRO Hair: BLK Skin:
                Height:
                              FBI #:
                    SSN:
                                         State ID #: 00476540N
             Other ID:
 Youthful Offender: false
        Caution Info:
                Caveat:
                  Terms: 12 - ALL FIREARMS MUST BE SURRENDERED ON OR BEFORE : SURRENDER ANY AND ALL
HANDGUNS, PISTOLS, REVOLVERS, RIFLES, SHOTGUNS AND OTHER FIREARMS OWNED OR POSSESSED, INCLUDING, BUT
NOT LIMITED TO, THE FOLLOWING: ANY AND ALL AND DO NOT OBTAIN ANY FURTHER GUNS OR OTHER FIREARMS
SUCH SURRENDER SHALL TAKE PLACE IMMEDIATELY, BUT IN NO EVENT LATER THAN TODAY AT BUFFALO POLICE
DEPARTMENT;
                  Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: NO COMMUNICATION WITH DANIELLE VASQUEZ (DOB:
12/11/1995) INCLUDING, BUT NOT LIMITED TO, PHONE, MAIL, SOCIAL MEDIA OR THIRD PARTIES;
                  Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: FURTHER VISITATION MAY BE ALLOWED PURSUANT TO
AN ORDER OF THE FAMILY OR SUPREME COURTS IN THE FUTURE;

Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: POLICE ESCORT INTO THE PROTECTED ADDRESS IS
PERMITTED FOR THE DEFENDANT TO OBTAIN HIS/HER PROPERTY;
                  Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
```

ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THIS ORDER OF PROTECTION WILL REMAIN IN EFFECT EVEN IF THE PROTECTED PARTY HAS, OR CONSENTS TO HAVE, CONTACT OR COMMUNICATION WITH THE PARTY AGAINST WHOM THE ORDER IS ISSUED THE ORDER OF PROTECTION CAN ONLY BE MODIFIED OR TERMINATED BY THE COURT THE PROTECTED PARTY CANNOT BE HELD TO VIOLATE THIS ORDER NOR BE ARRESTED FOR VIOLATING THIS ORDER;

Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: YOU WILL BE IN VIOLATION OF THIS ORDER EVEN IF INVITED BACK INTO THE HOME AT 56 ROGERS, BUFFALO, NY 14215 BY DANIELLE VASQUEZ;\*\*\*Order of Protection Record\*\*\*

Order #: 2020-000429 Family Unit #: 227334 Status: TEMPORARY Issue Date: 2020-02-07 Expiry Date: 2020-08-07 Agency: ERIE COUNTY SHERIFFS OFFICE ORI: NY0140000 Phone #: 7168582903 ISS. Court: ERIE COUNTY FAMILY COURT Judge: RODWIN, LISA B Type: FC Phone #:
Orig. Case ID: Docket: 0-00440-20 Suffix:
Court Ord Service: 2020-02-07 Serving Agency: Law Enf Service: Service Caution: Condition: Service Required: false Warrant Return: false

Court Advised: true Caveat: \*\* DEFENDANT ADVISED IN COURT OF ISSUANCE AND CONTENTS OF ORDER -ORDER IS ENFORCEABLE \*\*

Misc:

Requesting Person: VASQUEZ, DANIELLE DOB: 1995-12-11 Sex: F Race: B

SSN: 115843298

Other ID: REQUESTOR\_PROTECTED Alt Name: VAZQUEZ, DANIELLE Caveat:

Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON: REFRAIN FROM ASSAULT, STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENACING, RECKLESS ENDANGERMENT, STRANGULATION, CRIMINAL OBSTRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL ABUSE, SEXUAL MISCONDUCT, FORCIBLE TOUCHING, INTIMIDATION, THREATS, IDENTITY THEFT, GRAND LARCENY, COERCION OR ANY CRIMINAL OFFENSE AGAINST AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, VOICE-MAIL OR OTHER ELECTRONIC OR ANY OTHER MEANS WITH AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY THIRD PARTY COMMUNICATION ON BEHALF OF THE RESPONDENT;

Terms: 1A - STAY AWAY FROM THE PERSON: AVEON SUTTLES (DOB: 10/15/2015), DANIELLE

VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 1B - STAY AWAY FROM THE HOME OF: THE HOME OF AVEON SUTTLES (DOB: 10/15/2015),

DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 1D - STAY AWAY FROM THE BUSINESS OF : THE BUSINESS OF DANIELLE VASQUEZ (DOB: 12/11/1995);

Terms: 1E - STAY AWAY FROM THE PLACE OF EMPLOYMENT OF : THE PLACE OF EMPLOYMENT OF DANIELLE VASQUEZ (DOB: 12/11/1995);
Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS

ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY FAMILY COURT;

Protected Person: SUTTLES, AVEON DOB: 2015-10-15 Sex: F Race: U

Description: SSN:

Other ID: PROTECTED

Caveat:

Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON : REFRAIN FROM ASSAULT, STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENACING, RECKLESS ENDANGERMENT, STRANGULATION, CRIMINAL OBSTRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL ABUSE, SEXUAL MISCONDUCT, FORCIBLE TOUCHING, INTIMIDATION, THREATS, IDENTITY THEFT, GRAND LARCENY, COERCION OR ANY CRIMINAL OFFENSE AGAINST AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, VOICE-MAIL OR OTHER ELECTRONIC OR ANY OTHER MEANS WITH AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY THIRD PARTY COMMUNICATION ON BEHALF OF THE RESPONDENT:

Terms: 1A - STAY AWAY FROM THE PERSON: AVEON SUTTLES (DOB: 10/15/2015), DANIELLE

```
VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 1B - STAY AWAY FROM THE HOME OF: THE HOME OF AVEON SUTTLES (DOB: 10/15/2015),

DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);
Terms: 1C - STAY AWAY FROM THE SCHOOL OF: THE SCHOOL OF AVEON SUTTLES (DOB: 10/15/2015) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY DAYCARE SERVICES;
                     Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY
FAMILY COURT;
   Protected Person: ZEIGLER, KAIEO
                       DOB: 2018-09-26 Sex: M Race: U
           Description:
                       SSN:
                Other ID: PROTECTED
                     Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON: REFRAIN FROM ASSAULT,
STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENACING, RECKLESS ENDANGERMENT, STRANGULATION, CRIMINAL OBSTRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL
ABUSE, SEXUAL MISCONDUCT, FORCIBLE TOUCHING, INTIMIDATION, THREATS, IDENTITY THEFT, GRAND LARCENY, COERCION OR ANY CRIMINAL OFFENSE AGAINST AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);
                    Terms: 14 - REFRAÎN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR
OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, VOICE-MAIL OR OTHER ELECTRONIC OR ANY OTHER MEANS WITH AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY THIRD PARTY
COMMUNICATION ON BEHALF OF THE RESPONDENT;
Terms: 1A - STAY AWAY FROM THE PERSON : AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);
Terms: 1B - STAY AWAY FROM THE HOME OF: THE HOME OF AVEON SUTTLES (DOB: 10/15/2015),

DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 1C - STAY AWAY FROM THE SCHOOL OF: THE SCHOOL OF AVEON SUTTLES (DOB: 10/15/2015) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY DAYCARE SERVICES;
                    Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY
FAMILY COURT;
  Restricted Person: <u>SUTTLES</u>, <u>QUENTIN</u>
                                            Sex: M Race: B
                       DOB:
                               " Weight:
                  Height:
                                                    Eye: BRO Hair: BRO Skin:
                       SSN:
                                               FBI #:
                                                             State ID #:
               Other ID:
               Alt Name: SUTTLES, QUINTON C
 Youthful Offender: false
         Caution Info:
                  Caveat:
                    Terms: 12 - ALL FIREARMS MUST BE SURRENDERED ON OR BEFORE: SURRENDER ANY AND ALL
HANDGUNS, PISTOLS, REVOLVERS, RIFLES, SHOTGUNS AND OTHER FIREARMS OWNED OR POSSESSED, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING: ANY AND ALL WEAPONS/FIREARMS AND DO NOT OBTAIN ANY FURTHER GUNS OR
OTHER FIREARMS SUCH SURRENDER SHALL TAKE PLACE IMMEDIATELY, BUT IN NO EVENT LATER THAN IMMEDIATELY
AT LAW ENFORCEMENT IS AUTHORIZED TO SEIZE ANY AND ALL FIREARMS THE RESPONDENT SHALL COOPERATE AND ASSIST IN THE SURRENDER OF FIREARMS TO LAW ENFORCEMENT AT THE NEAREST POLICE PRECINCT IMMEDIATELY;
                    Terms: 13A - FIREARMS LICENSE (IF ANY) IS SUSPENDED: QUENTIN SUTTLES'
                                                                                                                               (DOB:
02/02/1990) LICENSE TO CARRY, POSSESS, REPAIR, SELL OR OTHERWISE DISPOSE OF A FIREARM OR FIREARMS, IF ANY, PURSUANT TO PENAL LAW 40000, IS HEREBY SUSPENDED;

Terms: 13C - INELIGIBLE TO OBTAIN FIREARMS LICENSE DURING THE PERIOD OF THIS ORDER:
QUENTIN SUTTLES (DOB: 02/02/1990) SHALL REMAIN INELIGIBLE TO RECEIVE A FIREARM LICENSE WHILE THIS
ORDER IS IN EFFECT
                    Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR
SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY
FAMILY COURT;
DCJS/NCIC Person (by Person)
-----DCJS PERSON DATA-----
             Name: SUTTLES, QUENTELL D
               DOB:
                                        Sex: M
```

\*\*\*Wanted Person Record\*\*\*

Name: SUTTLES, QUENTELL D

DOB: Sex: M

Height: 6'02" Weight: 160 Eye: BRO Hair: BLK

SSN: FBI #: State ID #:

Juvenile:

Recidivist: true

Predicate Felon: false

Warrant #: 17707065 WPN #: Status: 01

Warrant Date: 2017-08-01

Extradition: S -Extradition within the county of the wanting agency plus

adjacent counties Organization: Lancaster Town Police Department

Phone #: (716)683-2800

Charge: VTL 0511 U M 2
Caveat: RECIDIVIST; THIS SUSPECT IS BASED ON A MATCH BETWEEN A NAME IN THIS RECORD OR FROM A NAME IN HIS/HER DCJS CRIMINAL HISTORY RECORD AND YOUR INQUIRY DATA.; NAM/ SUTTLES, QUENTELL D DOB/ 1990-02-02

Misc:

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-----NCIC PERSON DATA-----
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1L011234567891011 NY0140100

\*\*\*MESSAGE KEY QWA SEARCHES ALL NCIC PERSONS FILES WITHOUT LIMITATIONS. \*\*\*\*\*WARNING - THE FOLLOWING IS AN NCIC PROTECTION ORDER RECORD. DO NOT SEARCH, DETAIN, OR ARREST BASED SOLELY ON THIS RECORD. CONTACT ENTERING AGENCY TO CONFIRM STATUS AND TERMS OF PROTECTION ORDER\*\*\*\*\*

MKE/TEMPORARY PROTECTION ORDER

ORI/NY0140000 NAM/SUTTLES, QUENTIN SEX/M RAC/B

DOB/ SOC/ EYE/BRO HAI/BRO

PNO/2020-000429 BRD/N ISD/20200207 EXP/20200807 CTI/NY014023J PPN/VASQUEZ, DANIELLE PSX/F PPR/B PPB/19951211 PSN/115843298

PCO/08 - SEÉ THE MISCELLANEOUS FIELD FOR COMMENTS REGARDING THE TERMS AND PCO/CONDITIONS OF THE ORDER.

MIS/OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF MIS/PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH MIS/ THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY MIS/FAMILY COURT: DNA/N

ORI IS ERIE COUNTY SHERIFF'S OFFICE 716 858-2903

PPN/SUTTLES, AVEON PSX/F PPR/U PPB/20151015

PPN/ZEIGLER, KAIEO PSX/M PPR/U PPB/20180926

PCO/01 - THÉ SUBJECT IS RESTRAINED FROM ASSAULTING, THREATENING, ABUSING, PCO/HARASSING, FOLLOWING, INTERFERING, OR STALKING THE PROTECTED PERSON AND/OR PCO/THE CHILD OF THE PROTECTED PERSON.

PCO/02 - THE SUBJECT MAY NOT THREATEN A MEMBER OF THE PROTECTED PERSON'S FAMILY PCO/OR HOUSEHOLD.

PCO/04 - THE SUBJECT IS REQUIRED TO STAY AWAY FROM THE RESIDENCE, PROPERTY, PCO/SCHOOL, OR PLACE OF EMPLOYMENT OF THE PROTECTED PERSON OR OTHER FAMILY OR PCO/HOUSEHOLD MEMBER.

PCO/05 - THE SUBJECT IS RESTRAINED FROM MAKING ANY COMMUNICATION WITH THE PCO/PROTECTED PERSON INCLUDING BUT NOT LIMITED TO, PERSONAL, WRITTEN, OR PCO/TELEPHONE CONTACT, OR THEIR EMPLOYERS, EMPLOYEES OR FELLOW WORKERS, OR PCO/OTHERS WITH WHOM THE COMMUNICATION WOULD BE LIKELY TO CAUSE ANNOYANCE OR PCO/ALARM THE VICTIM.

PCO/07 - THE SUBJECT IS PROHIBITED FROM POSSESSING AND/OR PURCHASING A FIREARM PCO/OR OTHER WEAPONS AS IDENTIFIED IN THE MISCELLANEOUS FIELD. AKA/SUTTLES, QUINTON C

NIC/H700381522 DTE/20200304 0241 EST DLU/20200304 0241 EST

\*\*\*\*\*WARNING - THE FOLLOWING IS AN NCIC PROTECTION ORDER RECORD. SEARCH, DETAIN, OR ARREST BASED SOLELY ON THIS RECORD. CONTACT E AGENCY TO CONFIRM STATUS AND TERMS OF PROTECTION ORDER\*\*\*\* CONTACT ENTERING

MKE/TEMPORARY PROTECTION ORDER

ORI/NY0140100 NAM/SUTTLES, QUENTIN C SEX/M RAC/B

HGT/602 WGT/160 EYE/BRO HAI/BLK

PNO/2020-000688 BRD/N ISD/20200205 EXP/20200805 CTI/NY014011J

PPN/VASQUEZ, DANIELLE PSX/F PPR/U PPB/19951211

PCO/08 - SEÉ THE MISCELLANEOUS FIELD FOR COMMENTS REGARDING THE TERMS AND PCO/CONDITIONS OF THE ORDER.

NOA/N

MIS/OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF MIS/PROTECTION: NO COMMUNICATION WITH DANIELLE VASQUEZ (DOB: 12/11/1995) MIS/INCLUDING, BUT NOT LIMITED TO, PHONE, MAIL, SOCIAL MEDIA OR THIRD PARTIES; DNA/N

ORI IS BUFFALO CITY PD BUFFALO 716 851-4545

PCO/01 - THE SUBJECT IS RESTRAINED FROM ASSAULTING, THREATENING, ABUSING, PCO/HARASSING, FOLLOWING, INTERFERING, OR STALKING THE PROTECTED PERSON AND/OR PCO/THE CHILD OF THE PROTECTED PERSON.

PCO/02 - THE SUBJECT MAY NOT THREATEN A MEMBER OF THE PROTECTED PERSON'S FAMILY

## Case 1:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 222 of 350

PCO/OR HOUSEHOLD.
PCO/04 - THE SUBJECT IS REQUIRED TO STAY AWAY FROM THE RESIDENCE, PROPERTY,
PCO/SCHOOL, OR PLACE OF EMPLOYMENT OF THE PROTECTED PERSON OR OTHER FAMILY OR
PCO/HOUSEHOLD MEMBER.
PCO/05 - THE SUBJECT IS RESTRAINED FROM MAKING ANY COMMUNICATION WITH THE
PCO/PROTECTED PERSON INCLUDING BUT NOT LIMITED TO, PERSONAL, WRITTEN, OR
PCO/TELEPHONE CONTACT, OR THEIR EMPLOYERS, EMPLOYEES OR FELLOW WORKERS, OR
PCO/OTHERS WITH WHOM THE COMMUNICATION WOULD BE LIKELY TO CAUSE ANNOYANCE OR
PCO/ALARM THE VICTIM.
PCO/07 - THE SUBJECT IS PROHIBITED FROM POSSESSING AND/OR PURCHASING A FIREARM
PCO/OR OTHER WEAPONS AS IDENTIFIED IN THE MISCELLANEOUS FIELD.
NIC/H220465913 DTE/20200313 0251 EDT DLU/20200313 0251 EDT

#### **DCJS Probation**

-----DCJS PROBATION DATA----

\*\*\*No Probation Records Found\*\*\*

#### **DCJS Parole**

-----DCJS PAROLE DATA-----

\*\*\*Parole Record\*\*\*

Name: SUTTLES. OUENTELL D DOB: Sex: M

Height: 6'02" Weight: 160 Eye: BLK Hair: BLK

NYSID: 476560 Address:

Precinct:

Statute Offense: 2108 Category: CRIM POSS WEAP 2ND(REV 09/78)\*

Effective Date: 2020-04-30 Expiry Date: 2022-10-30

Supervising Agency: ORI: Sr Parole Officer: HARTBADER, BETH Parole Officer: ROSARIO, ELIEZER

Phone #:
Address:

Caveat:

Notified (MP)

# Case City Of Buffalo J Department of Police Filed 10/16/24 Page 223 of 350 Docket No. Central Booking Bureau Defendant Information Filed 10/16/24 Page 223 of 350 Docket No. CD No. AFN 20-13

AFN

20-1310536 20-0147891

JANT: QUE	NITINI	CLITT							14	20-012	17891
37(11). QUE	INTIN	SUT1	LES		DOE	3:			Date Of	Arrest:	5/10/20
¿FENDANTS:											
								D	OB:		
/.					<del>-</del>				OB: OB:		
1. Officer in charge of	of case	· O	EC MICHAE		0.11=1.				<i></i>		
- Index in charge (	oi case	;. U	FC MICHAE	L S	CHEU		Ass	signme	ent: C480		
Victim(s) /	Witnes	s (es)			Date / Cho	g'd	Purpo	se	Notic		Date / Initial
2. Name						TO		H 1. 1.	7,000		Date / IIIIIai
Address											
Phone											
3. Name	<del>- 1 - 1.</del>			+							
				-	<u> </u>	<u> </u>					
Address				-	<del></del>						
Phone		<del></del>									
4. Name		·									
Address											
Phone											
5. Name											
Address											
Phone											
Arraign Date:	inty L	Def	<i>ict Attorn</i> ense Attorr	ey-	- Buffa	lo C	ity Cour	t Dis	position	Form	1
Disp. Date:		Dele	FIISE ALLOT	iey	Туре	Ва	il Status	Judg	je	AD	
Charges	PL	20	Die	enoc	ition		D: 6				
1. PL 195.05	<del> </del>		Dis	shos		<u></u>	Disp. C	ode	Se	ntence	d to:
2. PL 205.30											
3. PL 215.40-2	<del> </del>						<del></del>				
VTL 1227-A											
. VTL 509-1	T										
).											
710.30 () Supporting Dep. () Forensic Req. ()	Bre	eath [	Lab Medicals Documents	( )	Lo	ocal/I	DMV	( ) ( ) ( )	Domest	Readir	-104 () ness ()

P-1261 (2/89) PREPARE IN QUINTUPLICATE

# BUFFALO POLICE DEPARTMENT Buffalo, New York

CD# 201310536 DATE: 5-10-2070
TIME: 1915

# REQUEST FOR MEDICAL EXAMINATION OF PRISONER

PID CITY	MULINATION OF	PRISONER	UNIT	: CCB.
LASI NAME	NO. STREET	CITY	STATE	······································
QUINTON SVITES				
SEX Charge (s) (Specify Section/Su	b Section & Title of the	Law) /ar		•
Rank Arresting Officer (s)		//3 .	05	
P.D R. AMMESMAN	•	Unit:	1480	
* Is Prisoner a Juvenile? (Under 18 Parent(s) or Guardian: years of age)	Name Address	Phone		
1	7 Iddi Gg	. Flione:		N
YES NO 12				
REMARKS:	<del></del>	l		
Indicate Illness or injury that occurred (by wh	om, where, when, hov	v, to what exter	t: be specific.)	
DIFlocated Right Shoulder.	FALL CONT	vcino.	Trouble,	
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Hospital: Ambulance Vehicle No. ar	nd /or Police Officer/	Ssignment Tra	Ra	nk
2CMC AMR 84	15		mohormia	
ame of Doctor: Street & No.	City			
Diagnosis / Nature of 11		•	State	Zip Code
Diagnosis / Nature of illness / treatment. Use Common medic	cal terms to describe a	ilment.)	<u>.</u>	· ·
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as Prisoner admitted to Hospital?	Prisoner Re	eleased:		<del></del>
es No Time hrs. Date:			•	*
THE HOSPIAL:	Time	hrs.	Date:	
HODI LAL:				
his prisoner is admitted please noticed.				
his prisoner is admitted, please notify the CIR Lie	utenant at 851-45	45 when the	prisoner is	to be
The state of the s		1 N. 1. N. 1		in the

NOTICE: NO PERSON WHO APPEARS TO BE IN NEED OF MEDICAL ATTENTION SHALL BE VIOLENTIAL.

IN CUSTODY UNTIL HE HAS BEEN EXAMINED AND TREATED BY A PHYSICIAN OR AT A HOSPITAL.

DISTRIBUTION: Original to Hospital; Copy to CIR; Chief of Detectives; I.A.D.; Command File.

Officer's Signature

#### **BUFFALO PD**

68 COURT STREET
BURFALO NY 14202

# PRISONER'S PROPERTY RECEIPT Receipt # 43126 Date: 05/10/2020 SUTTLES, QUENTIN C. Name: DOB: Address: Arresting Officer(s): PO M. SCHEU Arrest #: 261083 Complaint #: 20-1310536 Taken to ECMC Remarks: PROPERTY LIST: CASH: \$0.00 **NYSID EARRING** NOW OF BUILDING FOREST AND Recieved By: Property # Placed I PROPERTY RETURNED **PROPERTY RECEIVED** Date: Time: \*\* I have received the above property. Prisoner's Signature Prisoner's Signature

Officer's Signature

P-163 (Rev 01/15) ORI# 1501

263561

# BUFFALO POLICE DEPARTMENT ARREST DATA FORM

@ ECMC

DISTRICT OF ARREST: \_\_\_ PROPERTY: ☐ YES ☐ NO MONEY: \$\_\_\_\_\_

* * * * * * * * * * * * * * * * * * *		-		
DATE: 5/10/20	INCIDENT NUMB	ER: 201310536 RICI#		FN: 20-01478-9
DEFENDANT'S NAME: _	SUTTLES (LAST)	QUENTIN		(M)
		30 PLACE OF BIRTH:	RUFFAL B	(IVI)
DATE OF BIRTH: _				
ARRESTING OFFICER:		ASSISTING OFFICE		
DIST.:C ASS	SIGNMENT: C480	ARREST DATE: 5/10/20	ARRES	ST TIME: 1830
_	MADISON @ EAGLE			
CHARGES: PL 195	.05 PL 205.30 1215.40(2	VTL 1127A VTL 509-1		
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(IF YES, WHERE?):	RECENTLY BEEN OUTSIDE THE UP		NO	
COMPLAINANT'S NAN	×		RELATIONSHIP:	
USE OF FORCE?		ER(S) MUST COMPLETE P-1374 – I	-	
	JNDED? ÆŸES □ NO PLAT	3		-
	REPORT TECHNICIAN (TO BE ASKE	DIN THE PRESENCE OF THE ARRE	STING OFFICERS)	
1. Are you injure	ed? 🐧 YES 🗆 NO be injury, any bandages, stitches e	free ampliains	diction tad no	alt shoulde
			XI SIOCALRON FILE	) Stource
	were you injured? (Date and time			
	eived medical attention since you	r arrest? YES NO.	akento ECM	C,
(If yes, Arrest	ing Officers are responsible of cor	mpleting P-1261)		(C)



Date: 05/10/20

# **Patient Visit Information**

#### You were seen today for:

Scapular fracture Fracture of right orbital floor

#### Staff

Your caregivers today were:

Physician

INNES, JOHANNA C MD

Practitioner

JOSE A BAEZ

Nurse

**RXN** 

#### **Patient Instructions Reviewed**

Scapular Fracture Facial Fracture Eye Pain **Facial Contusion** 

received 05/11/20 - 0142

#### **Medication Dose and Instructions**

#### HYDROcodone/APAP 5/325\* (Norco 5/325\*) 5 Mg-325 Mg Tablet

Dose: 1 TAB ORAL EVERY 4 TO 6 HOURS as needed for PAIN for 4 Days, Dispense 20 TAB

05/11/20 1:33am Status: RECEIVED

RITE AID-654 COLVIN AVE (716)447-9128 654 COLVIN AVENUE KENMORE, NY 14217-2825

#### **ED Discharge Instructions**

You have received emergency treatment at ECMC. Follow the instructions carefully. If your condition worsens, or you develop new symptoms, call your follow-up provider for advice. Call 911 if you are experiencing a medical emergency, otherwise follow up as instructed.

## RETURN TO THE ECMC EMERGENCY DEPARTMENT IF YOU HAVE ANY OF THE FOLLOWING SYMPTOMS:

Return if you have develop severe headache, persistent vomiting,



Date: 05/10/20

confusion, severe eye pain, blurry or double vision, or worsening shoulder pain. Take pain meds as needed. Remeber to not blow nose, sneeze with mouth open, submerge yourself under water or take a flight as discussed with the ENT for 3 weeks with follow up in 1-2 weeks. Keep are in sling and no lifting of the affected arm and follow up in 1 week at the orthopedic clinic

#### **FOLLOW UP WITH:**

Your primary provider In 3-5 days

ENT/Belles 838-1100 Orthopaedic 898-3414 In 3-5 days

#### **DISCHARGE INSTRUCTIONS:**

Dont push/pull/lift R arm

If X-Rays were taken, they were interpreted by an Emergency Physician while you were being treated in the ED. These tests will be reviewed by appropriate specialists the next day.

# IF YOU HAVE ANY QUESTIONS ABOUT YOUR CULTURE RESULTS CALL 716-961-7723 **AFTER 48 HOURS**

Please follow up with your primary care provider for any blood pressure over 120/80 and to review any medication changes during this visit.

# \*\*Please give a copy of this information to your primary care provider\*\*

Crisis Hotline Number 716-834-3131(local) and the National Hotline Number 1-800-273-TALK (8255)

#### **Outpatient Clinic Referral**

Following your visit to the ECMC Emergency Department you may have been referred to see a



Date: 05/10/20

healthcare provider at one of ECMC's Outpatient Centers. If so, you will be contacted by the ECMC scheduling department to schedule your appointment. If you have any questions or would like to call the scheduling department you may do so by calling (716)898-3700.

In preparation for your visit we ask that you bring the following information to your appointment:

- Current active insurance card
- Photo identification
- Current medication list
- **Current Pharmacy**
- Name and address of your Primary Care Provider
- All prior imaging reports pertaining to your referral from any outside facility.
- \*\*(Reports from ECMC are not necessary)\*\*

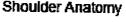


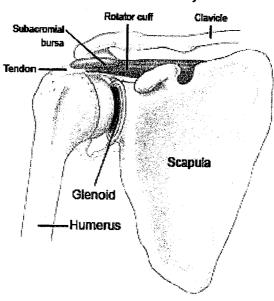
Date: 05/10/20

# **Scapular Fracture**

# WHAT YOU NEED TO KNOW:

A scapular fracture is a break in the scapula (shoulder blade). The scapula is a large, flat bone shaped like a triangle that is located on each side of your upper back.





# **DISCHARGE INSTRUCTIONS:**

#### **Medicines:**

- Pain medicine: You may be given a prescription medicine to decrease pain. Do not wait until the pain is severe before you ask for more medicine. If your pain medicine contains acetaminophen, do not take over-the-counter acetaminophen as well. Too much acetaminophen can damage your liver.
- Take your medicine as directed. Contact your healthcare provider if you think your medicine is not helping or if you have side effects. Tell him of her if you are allergic to any medicine. Keep a list of the medicines, vitamins, and herbs you take. Include the amounts, and when and why you take them. Bring the list or the pill bottles to follow-up visits. Carry your medicine list



Date: 05/10/20

with you in case of an emergency.

Follow up with your healthcare provider or orthopedist within 2 to 3 days: Write down your questions so you remember to ask them during your visits.

Activity: Talk to your healthcare provider or orthopedist before you start to exercise. Start slowly and do more as you get stronger. Exercise will help make your bones and muscles stronger. Do not play contact sports, such as football and wrestling, while your scapula is still healing. Ask when you can start playing contact sports.

Physical therapy: You may need physical therapy once your swelling and pain have improved. A physical therapist will teach you exercises to help improve movement and strength.

Ice: Ice helps decrease swelling and pain. Ice may also help prevent tissue damage. Use an ice pack, or put crushed ice in a plastic bag. Cover it with a towel and place it on your scapula for 15 to 20 minutes every hour or as directed.

Sling care: Healthcare providers may put your arm in a sling to support your scapula while it heals. Keep your sling clean, and adjust it so that your arm is comfortable.

Rest: Rest when you feel it is needed. Slowly start to do more each day. Return to your daily activities as directed.

# Contact your healthcare provider or orthopedist if:

- You have a fever.
- You have more swelling than you did before your arm was put into the sling.
- Your skin is itchy, swollen, or has a rash.
- You have questions or concerns about your condition or care.



Date: 05/10/20

# Return to the emergency department if:

- You cannot move your fingers.
- Any part of your arm becomes blue, pale, cold, or numb.
- Your pain is not relieved or gets worse, even after you take medicine.
- You suddenly feel lightheaded and short of breath.
- You have chest pain when you take a deep breath or cough. You may cough up blood.
- Your arm feels warm, tender, and painful. It may look swollen and red.
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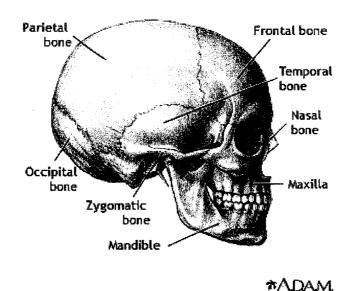
The above information is an educational aid only. It is not intended as medical advice for individual conditions or treatments. Talk to your doctor, nurse or pharmacist before following any medical regimen to see if it is safe and effective for you.

Date: 05/10/20

#### **Facial Fracture**

#### WHAT YOU NEED TO KNOW:

A facial fracture is a break in one or more of the bones in your face. The bones in your face include those around your eye, your cheekbones, and the bones of your nose and jaw. A facial fracture may also cause damage to nearby tissue.



#### **DISCHARGE INSTRUCTIONS:**

#### **Medicines:**

- **Decongestant medicine:** Decongestants help decrease swelling in your nose and sinuses. This medicine may also help you breathe easier.
- Pain medicine: You may be given a prescription medicine to decrease pain. Do not wait until the pain is severe before you take this medicine.
- Steroid medicine: This medicine helps decrease swelling in your face.



Date: 05/10/20

• **Antibiotic medicine:** Antibiotic medicine helps treat an infection caused by bacteria. This medicine may be given if you have an open wound.

• Take your medicine as directed. Contact your healthcare provider if you think your medicine is not helping or if you have side effects. Tell him of her if you are allergic to any medicine. Keep a list of the medicines, vitamins, and herbs you take. Include the amounts, and when and why you take them. Bring the list or the pill bottles to follow-up visits. Carry your medicine list with you in case of an emergency.

Follow up with your healthcare provider as directed: Write down your questions so you remember to ask them during your visits.

**Nutrition:** You may not be able to eat solid food for a period of time. You may first be started on a liquid diet. Examples of liquids you may be able to have include, water, broth, gelatin, apple juice, or lemon-lime soda pop. After a few days, you may be allowed to eat soft foods, such as applesauce, bananas, cooked cereal, cottage cheese, pudding, and yogurt. Ask for more information about the type of foods you can eat.

**Rehabilitation:** If you had surgery to fix your facial fracture, you may need oral and facial rehabilitation. This is done to restore normal use and movement of your facial muscles. Ask for more information about rehabilitation.

# Help prevent a facial fracture:

- Wear a helmet when you ride a bicycle or a motorcycle.
- Wear a seatbelt at all times when you are inside a motor vehicle.
- Wear protective headgear and eyewear during sporting activities.

#### Self-care:

• **Apply ice:** Ice helps decrease swelling and pain. Ice may also help prevent tissue damage. Use an ice pack or put crushed ice in a plastic bag. Cover it with a towel and place it on your face for 15 to 20 minutes every hour as



Date: 05/10/20

#### **Eye Pain**

#### WHAT YOU NEED TO KNOW:

Eye pain may be caused by a problem within your eye. A problem or condition in another body area can also cause pain that travels to your eye. Some causes of eye pain include dry eyes, inflammation, a sinus infection, or a cluster headache.

#### **DISCHARGE INSTRUCTIONS:**

**Medicines:** You **may** need any of the following:

- **Artificial tears** are eyedrops that can help moisturize your eyes and relieve your pain. Ask your healthcare provider how often to use artificial tears.
- **NSAIDs**, such as ibuprofen, help decrease swelling, pain, and fever. This medicine is available with or without a doctor's order. NSAIDs can cause stomach bleeding or kidney problems in certain people. If you take blood thinner medicine, **always** ask if NSAIDs are safe for you. Always read the medicine label and follow directions. **Do not give these medicines to children under 6 months of age without direction from your child's healthcare provider.**
- Take your medicine as directed. Contact your healthcare provider if you think your medicine is not helping or if you have side effects. Tell him of her if you are allergic to any medicine. Keep a list of the medicines, vitamins, and herbs you take. Include the amounts, and when and why you take them. Bring the list or the pill bottles to follow-up visits. Carry your medicine list with you in case of an emergency.

**Follow up with your healthcare provider as directed:** You may be referred to an eye specialist. Write down your questions so you remember to ask them during your visits.

# Contact your healthcare provider if:

- You have a fever.
- Your eye pain gets worse when you move your eyes.



Date: 05/10/20

Filed 10/16/24

You have questions or concerns about your condition or care.

# Return to the emergency department if:

- You have any vision loss.
- You have sudden vision changes such as blurred vision, double vision, or seeing halos around lights.
- You develop severe eye pain.

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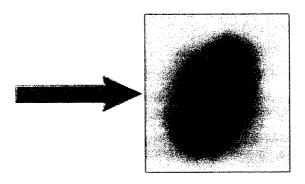


Date: 05/10/20

#### **Facial Contusion**

#### WHAT YOU NEED TO KNOW:

A facial contusion is a bruise that appears on your face after an injury. A bruise happens when small blood vessels tear but skin does not. When blood vessels tear, blood leaks into nearby tissue, such as soft tissue or muscle. You may develop swelling and bruising around your eyes if your bruise is on your brow, forehead, or the bridge of your nose.



\*ADAM

#### **DISCHARGE INSTRUCTIONS:**

# Return to the emergency department if:

- You have a fever.
- You have watery, clear fluid draining from your nose.
- You have changes in your vision or eye appearance.

Date: 05/10/20

- You have changes or pain with eye movement.
- You have tingling or numbness in or near the injured area.

# Contact your healthcare provider if:

- You find a new lump in the injured area.
- Your symptoms do not improve with treatment.
- You have questions or concerns about your condition or care.

#### **Medicines:**

- Acetaminophen decreases pain. It is available without a doctor's order. Ask how much to take and how often to take it. Follow directions. Acetaminophen can cause liver damage if not taken correctly.
- Take your medicine as directed. Contact your healthcare provider if you think your medicine is not helping or if you have side effects. Tell him of her if you are allergic to any medicine. Keep a list of the medicines, vitamins, and herbs you take. Include the amounts, and when and why you take them. Bring the list or the pill bottles to follow-up visits. Carry your medicine list with you in case of an emergency.

**Ice:** Apply ice on your bruise for 15 to 20 minutes every hour or as directed. Use an ice pack, or put crushed ice in a plastic bag. Cover it with a towel. Ice helps prevent tissue damage and decreases swelling and pain.

**Elevation:** Sleep with your head elevated to help decrease swelling.

Help your contusion heal: Do not massage the area or put heating pads or other warming devices on the bruise right after your injury. Heat and massage may slow the healing of the area.



Date: 05/10/20

Follow up with your healthcare provider as directed: You may need to return within a week to have your injury checked again. Write down any questions you have so you remember to ask them in your follow-up visits.

#### Prevent a facial contusion:

- Use safety belts and child restraints.
- Use safety helmets when you ride a bicycle or motorcycle.
- Use a mouth and face quard during sports.

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## **BUFFALO PD**

68 COURT STREET BUFFALO NY 14202

PRISONER'S PROPERTY REC	, FIP	· I
-------------------------	-------	-----

Receipt #: 43126""

Date: 05/10/2020

IV	ame.	

SUTTLES, QUENTIN C.

DOB:

Address:

Arresting Officer(s):

PO M. SCHEU

Arrest #:

261083

Complaint #: 20-1310536

Remarks:

Taken to ECMC

PROPERTY LIST:

CASH: \$0.00

NYS ID **EARRING** 

Property

Recieved By:

PROPERTY RECEIVED

PROPERTY RETURNED

Time: 2031

Date:

\*\* I have received the above property.

Prisoner's Signature

Prisoner's Signature

Officer's Signature



# CITY OF BUFFALO

DEPARTMENT OF POLICE Internal Affairs Division



BYRON W. BROWN MAYOR

BYRON C. LOCKWOOD COMMISSIONER

# **CASE INDEX IAD CASE EC2020-024**

DEFT\_EXHIBIT 002 KC 01/26/2024

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		2.	Case Summary		
		3.	Closing Letter to Complainant		
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D.	Witness(s)				
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		2.	PO Jonathan Hanover		
		3.	PO Jake Giarrano		
E.	Targets				
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<b>T</b>	3.6' 11	1.	Case Related Emails		
I.	Miscellaneous		·		
		1.	Facebook Videos		
		2.	BWC footage		

# Case 1-23 confider and an accommentation of the 2005 GS at Page 242 of 255

Use of force IA No: UOF2020-209 Received: May 10, 2020

Incident # (CD#): 20-131-0536

Type of service being performed at time of incident: Arrest

Reason for use-of-force: Multiple

Employee assessment of citizen condition: Unknown

Citizen was injured: Yes

Citizen was taken to hospital: Yes

Employee was taken to hospital: No

Distance employee was from Involvedcitizen: 1 feet to 3 feet

Involved citizen: Medium

Involved citizen Height: > 6'3"

#### Involved citizen:

#### **Quentin Suttles**

Role: Defendant

#### Resistance(s):

Attmpt conceal evidence Attmpt destroy evidence Fighting w/officers Pulled away Push off police vehicle Refused Commands Refused Cuffing Struggle w/officer(s) Violent

#### Injuries/conditions:

Swollen

\*EMS Transported

Charges against citizen in relation to the incident:

Obstructing 195.05 Resisting arrest 205.30 Tampering w/phys eviden 215.40 V&T 509-1

Linked address(s):

Home Address: 996 Av. Buffalo NY 14211

#### **Employees involved:**

#### Officer Ronald J. AMMERMAN [P3621/174114]

#### **Employee current info:**

Division: Patrol District: C

Man Power: MP4

#### Snapshot - Employee information at time of incident:

DID #:: 174114 Role: Passenger Division: Patrol District: C Man Power: MP4 Rank/title: Officer

Age: 27 Years of employment: 3 Years with unit: 2

Off duty: Off duty employed:

Policy outcome: Not yet entered

Use(s) Of Force:

Verbal Commands: NOT effective

Physical Engagement: Effective

#### Summary:

Officers initiated a traffic stop for V&T infractions. Upon further investigation a strong odor of marijuana came from the vehicle and occupants made admissions to smoking marijuana in the vehicle. While patting down the subject he did push off vehicle, push off officers and attempt to reenter vehicle and get away. Officers had to take the subject to the ground in order to attempt to gain control. Subject refused to comply with multiple verbal commands from officers. During entire struggle subject did continuously put hands into pants and continue to disobey verbal commands.Officer did attempt to gain control of subject with a upper body hold, subject still refusing to comply with verbal commands to put his hands behind his back and attempt to get away from officers, officer did strike subject in his head with hands.

#### When/where:

Date/time occurred: May 10 2020 18:30

Incident location: madison St. buffalo NY 14211

County: District-C

# Auto-linked incidents ( Linked through common Incident # (CD#))

20-131-0536: Use of force 20-131-0536: External

#### Status/assignment information:

Status: Completed

Opened: Assigned: Due: Completed: 05/29/2020

Disposition: No Violation

Unit assigned: Un-assigned Handled at field/unit level: No Investigator assign: Un-assigned Supervisor assign: Un-assigned Source of information:

#### Organizational component(s):

Division: Patrol District: C

Man Power: MP4

#### BlueTeam chain routings

#### May 10, 2020 23:53: Sent from Officer Ronald J. AMMERMAN [P3621/174114] to TRIPP, Courtney A. Lieutenant [L503/172868]

Instructions:

Sirs,

Please review.

Respectfully submitted,

Ron Ammerman

Reviewed by Lieutenant Courtney A. TRIPP [L503/172868] on May 11, 2020 at 16:30

Decision: Not approved Other (See Summary)

Reviewer comment:

INCIDENT # MUST BE FORMATTED 20-131-0536

#### May 11, 2020 16:30: Sent from Lieutenant Courtney A. TRIPP [L503/172868] to AMMERMAN, Ronald J. Officer [P3621/174114]

Instructions:

INCIDENT # MUST BE FORMATTED 20-131-0536

Reviewed by Officer Ronald J. AMMERMAN [P3621/174114] on May 11, 2020 at 16:45

Decision: Not approved Other (See Summary)

Reviewer comment:

Please review

#### May 11, 2020 16:45: Sent from Officer Ronald J. AMMERMAN [P3621/174114] to TRIPP, Courtney A. Lieutenant [L503/172868]

Instructions:

Please Review

Reviewed by Lieutenant Courtney A. TRIPP [L503/172868] on May 11, 2020 at 19:31

Decision: Approved

Reviewer comment:

I have reviewed this incident and determine force was reasonably necessary and within BPD policy.

#### May 11, 2020 19:31: Sent from Lieutenant Courtney A. TRIPP [L503/172868] to LANGDON, Joseph M. Captain [C140/000517]

Instructions:

I have reviewed this incident and determine force was reasonably necessary and within BPD policy.

Reviewed by Captain Joseph M. LANGDON [C140/000517] on May 18, 2020 at 17:10

Decision: Approved

Reviewer comment:

I have reviewed this incident and the body-cam footage related to same, I find the use of force reasonable and necessary to overcome the resistance of a non-compliant and physically combative subject, I feel the use of force was within Dept. policy and procedure.

#### May 18, 2020 17:10: Sent from Captain Joseph M. LANGDON [C140/000517] to WRIGHT, Alphonso Chief [/001056]

Instructions:

Chief, please review. Thank you

Reviewed by Chief Alphonso WRIGHT [/001056] on May 27, 2020 at 11:28

Decision: Approved

Reviewer comment:

[Forwarded by Chief Alphonso WRIGHT]

#### May 27, 2020 11:28: Sent from Chief Alphonso WRIGHT [/001056] to HUMISTON, Patrick J. Captain [C143/001213]

Instructions:

I agree with Captain Langdon statement

Reviewed by Captain Patrick J. HUMISTON [C143/001213] on May 28, 2020 at 09:43

Decision: Approved

Reviewer comment:

After reviewing the Command Staff's response/comments/investigation and the report, the incident appears to be within policy.

Entered via BlueTeam by: Officer Ronald J. AMMERMAN [P3621/174114] on May 10, 2020 at 23:28

# ELABRESE, EL PREMERÇÃNOS ELLANTARIA DE ACROMINANTORA DE MARCO ESPACIONAL DE MARCO ELLANTARIO DE CARRO 
## Case 1:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 249 of 350

#### IAD CASE EC2020-024

DATE:

May 11, 2020

TO:

Byron C Lockwood, Commissioner

Buffalo Police Department

Robert Rosenswie, Inspector Internal Affairs Division

FROM:

Andre M. Lloyd, Lieutenant Internal Affairs Division

SUBJECT:

IAD CASE EC2020-024

TYPE OF COMPLAINT:

**Excessive Force** 

TARGET(S):

PO Ronald Ammerman

C-District

PO Michael Scheu

C-District

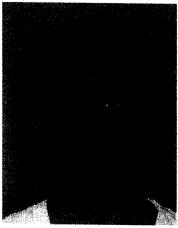
#### **INVESTIGATION**

Investigative Summary:

\*\*\*\*\*PENDING\*\*\*\*

#### A. <u>Complainant</u>

1. Quentin Suttles



a. Complainant Background

Refer to EJustice Report

#### IAD CASE EC2020-024

# 2. Complainant's Allegations

The complainant alleges that Officer used excessive force during an arrest made on 5/10/2020 at approximately 1820 hours in the vicinity of the intersection of E Eagle and Madison Streets.

3. Complainant's Statement(s)

N/A

# B. Witnesses

- 1. Police
  - a. Police Officer Peter Massici



- Disciplinary History N/A
- 2. Officer's Statement N/A
- b. Police Officer Jonathan Hanover



- Disciplinary History N/A
- 2. Officer's Statement N/A
- c. Police Officer Jake Giarrano



- Disciplinary History N/A
- 2. Officer's Statement N/A
- d. Police Officer Marc Hurst



- Disciplinary History
   N/A
- 2. Officer's Statement N/A

#### 2. Civilian

- Demetrius Stepney (No Photo Available)
   9 Madison St., Upper
   Buffalo, NY 14210
   Phone: 716-816-6457
  - 1. Statement Refer to investigator's notes
  - 2. Witness Background N/A
- b. Ricky and Faith Bishop (No Photo Available)584 E Eagle St.Buffalo, NY 14210

IAD CASE EC2020-024

- 1. Statement Refer to investigator's notes
- Witness Background N/A

#### D. Officer(s) Involved

1. Police Officer Ronald Ammerman C-District



a. Disciplinary History

Refer to IAD Disciplinary File

b. Officer's Statement

#### Refer to investigator's notes

1. Police Officer Michael Scheu C-District



a. Disciplinary History

Refer to IAD Disciplinary File

b. Officer's Statement

IAD CASE EC2020-024

#### Refer to investigator's notes

#### E. <u>Investigator's Notes</u>

5/11/2020 – This writer was directed by Inspector Rosenswie to initiate an investigation into a complaint of Excessive Force stemming from an incident which occurred on 5/10/2020 at approximately 1820 hours in the vicinity of the intersection of E Eagle and Madison Streets.

5/11/2020 - Received contact information for complainant, Tina Akaic – 716-563-2343. This writer spoke with Ms. Akaic via telephone and I was advised she was not present during the incident. Ms. Akaic stated she has child in common with Mr, Suttles. She informed me that Mr. Suttles was unable to take my call and in any case had been advised by his attorney to not speak anyone. Ms. Akaic stated she did not have the name of his attorney readily available, but she agreed to pass on my information.

5/11/2020 - Obtained cell phone videos of the incident and follow-on reactions via Facebook and added to case file

5/11/2020 – Obtained the involved Officers body worn camera footage of the incident and added to case file

5/11/2020 – Obtained arrest documents, medical records, and criminal history for complainant, Quentin Suttles.

5/12/2020 - This writer and IAD Investigator Lt. Louis Kelly conducted a canvass of the Eagle St. and Madison St. neighborhood.

We spoke with Demetris Stepney of 9 Madison St. Upper. Mr. Stepney stated he did not observe the beginning of the incident. He heard yelling coming from outside his home and he went outside to see what was happening. He stated he observed a black male handcuffed on the ground and Officers were punching him in the head and striking him on his back with their knees. Mr. Stepney also stated there was a female present who kept yelling at the Officers, telling the Officers to stop hitting the male. He stated that after the scuffle, Officers appeared to be searching for something. They searched the male, the ground, and the male's vehicle, but they did appear to find anything.

We also spoke with Ricky and Faith Bishop of 584 E Eagle St. Their residence is at the northwest corner of E Eagle and Madison Streets. They too did not observe Officers initial contact with Mr. Suttles. They came outside to investigate after hearing yelling outside their home. Mr. and Mrs. Bishop stated they observed two Officers on the ground with a male. One of the Officers was striking the male in the head with his fist. They also stated they observe a female yelling at the police while filming the incident on her cell phone. The Bishop's later reviewed their home surveillance video which they stated showed Mr. Suttles' vehicle turning northbound on Madison St. from E. Eagle. Madison St. is one way for traffic traveling southbound. A police vehicle with lights activated followed Mr. Suttles vehicle northbound on Madison St. Video on Madison St. was obstructed by parked vehicles. This writer provided the Bishops with my contact information in order to obtain copies of the videos.

5/13/2020 – Police Officer Gaisha Wilson of the Internal Affairs Satellite Office received a voicemail from Attorney April Robinson. Ms. Robinson stated she was the representative for Mr. Quentin Suttles. She provided the following information:

IAD CASE EC2020-024

Attorney April A. Robinson The Elevation Law Firm 404-819-1980

Officer Wilson attempted to reach out to Ms. Robinson, but was unsuccessfully. She left messages and as of 5/14/2020, Ms. Robison has not returned her phone call.

### F. Contact Information

Lt. Andre M. Lloyd 68 Court St., Suite 300 Buffalo, NY 14202 Phone: 716-851-4783

Email: amlloyd@bpdny.org

4/6/21- Police Officer Ronald Ammerman gave a statement to Lt. Alberti @1515 hours. Stated he and his partner, PO Mike Scheu did observe a car travelling the wrong way on a one way street. The car attempted to do a 3 point turn to head in the right direction and was subsequently then pulled over by subject Officer and his partner. Stated PO Scheu approached the driver's side and was speaking with the driver and the subject Officer did approach the passenger side and was speaking with the FM passenger. Stated the smell of marihuana was exiting from the vehicle and subject Officer did see what appeared to be narcotics baggies on the floor where the passenger was sitting. Stated the male driver exited the vehicle and was being patted down by PO Scheu when he appeared to have turned into his partner at which time subject Officer did go over to the drivers side to assist after partner stated he had felt something that could have been narcotics during his pat down in the waist band / pocket area of the male. Stated the driver did lean into the vehicle handing the FM passenger his cell phone. State the male kept going in his pockets and was told several times to remove his hands from same and subsequently after not complying was taken to the ground by Officers and did pull himself under the car up to about his waist so that his upper half was beneath the car.. Stated the male was told repeatedly to stop and put his hands behind his back due to the fact if he had indeed had narcotics he may attempt to hide or destroy evidence or even worse attempt to swallow it that could possibly lead to his death. Subject Officer also stated it is also possible that the male have a small weapon, knife or razor blade still hidden at this point. Stated both Officers repeatedly gave verbal commands to the male to stop and give Officers his hands and only did after being struck several times in the head by subject Officer while partner was also informing subject Officer of the whereabouts of the males other hand. Stated he never had the male in a choke hold but rather a restraint where the upper body and arm would have been in the Officers grasp. Stated male kept yelling he was being killed and could not breathe, at no time was the male in danger of not being able to breathe or lose consciousness due to being restrained. Stated bystander's as well as the FM passenger were telling the male to just stop and it would be ok to which he did ignore what they were telling him. Stated the male eventually stopped most likely from fatigue and did give the Officers his hands to be cuffed and no other force was used against the male once he did comply as Officers repeatedly asked of him to do.. Stated the male was taken to CCB for a more thorough search and then taken by ambulance to ECMC for medical and was accompanied by subject Officer who rode in the back. Stated the male while enroute to CCB and also ECMC did state to Officer's that he did have drugs on him that he gotten rid of it in the grass and told his girlfriend everything would have been alright had he just given the drugs up. Stated no drugs were ever recovered, male was treated at ECMC and prir to this date the subject Officer had no previously dealings with him.

4/6/21- Police Officer Michael Scheu gave a statement to Lt. Alberti @ 1540 hours. Stated he and his partner, PO Ammerman did observe a vehicle travelling the wrong way on a one way and stopped the vehicle for this. Stated a very string odor of marihuana was coming from inside the vehicle as its windows were rolled down as Officers approached. Stated the occupants of the vehicle did admit to smoking and the male driver stepped out of the car to be patted down bu subject Officer as his partner stayed on the passenger side initially. Stated as he was patting down the male for drugs / weapons he did

IAD CASE EC2020-024

feel something at which point he shook the shorts out and what he originally felt (8 ball) slid down into the males crotch area. Stated the male grabbed the door jam and did pull himself toward the inside area of the car at which time he was told to stop which he refused to comply with and was taken to the ground. Stated he did have his hand balled up inside his pants area and with his other hand was pulling himself under the vehicle almost being up to his waist area at one point. Stated Officers were able to get males upper body from under the car but his hand was still balled up at which point subject Officer believes he may have kneed the male in back of his leg once as he and his partner repeatedly asked the male to stop resisting and give the Officers his hand which was being held by him inside his pants. Stated bystanders and the FM passenger that were watching also were telling the male to stop resisting to which he did not comply with. Stated the male eventually stopped resisting and was handcuffed then taken to CCB to be thoroughly searched. Stated the male after the search was taken to ECMC by ambulance for medical treatment and did make admissions that he did have narcotics as the Officers had suspected.

5/5/21 - Corp. Counsel attorney Zachary Gariick did forward copy of 50-H given by Quentin Suttles 12/2/20 who's summary is a s follows: On the date of the incident, he had picked up food for 3 individuals and was delivering said meals with his girlfriend in her Chevy Cobalt. Stated after dropping the last meal off he was going to head from downtown to South Buffalo where he was going to pick his daughter up from her grandmothers home. Stated before leaving downtown he did stop to get gas for the vehicle at the gas station in the area of Jefferson and S. Division St. stated a white CV Police cruiser passed by as he was getting gas and did stare at him making him feel nervous at which time he left the gas station and did head down Jefferson and di then pass the same Police cruiser as they had just done a U-turn and were now heading back towards him. Stated he got worried and did turn the wrong way onto a one way street (Madison) and after passing 3 homes he did attempt to turn around at which time he did see the same Police cruiser approaching him with their overhead lights activated. Stated at this time he put the vehicle in park and was now horizontal blocking the roadway to which the Police cruiser did pull up to his parked vehicle in a T-bone position. Stated 2 officers approached the vehicle, one Officer on each side and he was asked by the Officer on hisside for his license, vehicle paperwork as well as inquiring if there were any drugs in the car. Stated he did exit the vehicle with his hands in the air and was searched by PO Scheu who searched his pockets of his sweatpants first and then was "fondled" by PO Scheu after they had searched the vehicle and had found nothing. Complainant then stated that the Officers had not searched the vehicle and he did not see them search same. Stated Po Scheu grabbed his penis and asked if that was him to which he replied "yes" at which point PO Scheu did then go up under his buttocks and grab the area his penis connects asking again "what's this" to which complainant responded "that's nothing". Stated he was then taken down and PO Ammerman takes over and does punch him in the eye while PO Scheu continued to "fondle" his penis. stated when he was taken down he ended up on his stomach, face down and one of the Officers was choking him at which time he began to yell to his girlfriend to record the incident as he "fought to stay alive". Stated backup Officers did arrive while he was on the ground as the "assault" was taking place. Stated he was never given any commands by Officers when he was taken to the ground and did not recall any Officer saying anything to him while on the ground. Said while on the ground his hands were "stretched out" until they were placed in handcuffs by PO Ammerman after his eye "closed shut". Stated he was then stood up by an unknown Officer and seated in the back of a Police car by PO Ammerman . Stated on the way downtown PO Ammerman asked him where the drugs were to which he replied he did not have any. Stated after Central Booking he was taken to ECMC after he was complaining about injuries to his arm. Stated while at CB he was subjected to a cavity search which required him to squat, bend over, spreads his buttocks and cough looking for whatever PO Scheu thought he was feeling during his search. Stated at ECMC his waist down was x-rayed as well as his right shoulder. Stated he believes the Officers made hospital staff x-ray below his waist believing he had ingested or tucked away in his buttocks drugs because he never consented to same and his complaint was an injury to his right shoulder. Stated ECMC staff did tell him he had a broken right scapula and a broken orbital bone in his right eye area. Stated while at the Hospital, he could hear PO Jake Giaranno telling PO Ammerman the video the complainants girlfriend had recorded was posted already on Facebook. Stated PO Giaranno did enter his room alone trying to "sweet talk" him telling him that if he had his girlfriend remove the video Officers would never bother him again. Stated he said ok to PO Giaranno feeling pressured to stay on the Officers good side. Stated he was taken back to CB where he did see the judge and was then released.



# CITY OF BUFFALO

# DEPARTMENT OF POLICE Internal Affairs Division



BYRON W. BROWN MAYOR

BYRON C. LOCKWOOD COMMISSIONER

Го:	PO Michael Scheu
From:	Byron C. Lockwood Commissioner of Police
Subject:	Disposition IAD Case EC2020-024
Date:	may 12, 2021
Attention: Ch	ief Wright
l) After revie file, I have m made in this i	ewing pertinent facts and circumstances regarding the above Internal Affairs Division ade the following determination about your actions and allegations and the allegations matter:
] SUSTAIN	VED - Sufficient evidence exists clearly prove the allegations
] EXONER	ATED - The alleged facts did occur, but were justified and proper.
	TAINED - Insufficient evidence exists to clearly prove the allegations.
	DED - The alleged facts did not occur or the accused officer was not involved.
] CONFERI	
] DISMISSI	ED - Charges dismissed by the Commissioner at the Informal Hearing.
OTHER_	
2) The dispos	ition will be recorded on your disciplinary card as such.
	Byron C. Lockwood Commissioner of Police



# CITY OF BUFFALO

# DEPARTMENT OF POLICE Internal Affairs Division



BYRON W. BROWN MAYOR

BYRON C. LOCKWOOD COMMISSIONER

Го:	PO Ronald Ammerman
From:	Byron C. Lockwood Commissioner of Police
Subject:	Disposition IAD Case EC2020-024
Date:	May 12, 2021
Attention: Ch	ief Wright
1) After revie file, I have ma made in this n	wing pertinent facts and circumstances regarding the above Internal Affairs Division ade the following determination about your actions and allegations and the allegations natter:
[] SUSTAIN	ED - Sufficient evidence exists clearly prove the allegations
[] EXONER	ATED - The alleged facts did occur, but were justified and proper.
NOT SUS	TAINED - Insufficient evidence exists to clearly prove the allegations.
•	DED - The alleged facts did not occur or the accused officer was not involved.
[] CONFERE <b>Com</b> m	ENCE dissioner DPC Chief Inspector Captain
[] DISMISSE	ED - Charges dismissed by the Commissioner at the Informal Hearing.
[]OTHER_	
	ition will be recorded on your disciplinary card as such.
	Byron C. Lockwood Commissioner of Police

# **Repository Inquiry**

To: lloyda3 For: Andre Lloyd Case No:EC2020-024 Social Security Number - 120760917 - PDI

New York State Division of Criminal Justice Services

Alfred E. Smith Building, 80 South Swan St.

Albany, New York 12210. Tel:1-800-262-DCJS

Michael C.Green, Executive Deputy Commissioner of the NYS Division of Criminal Justice Services

Identification Summary Criminal History Job/License Wanted Missing

# 

\* See Additional Information at the bottom of this response for more banners pertaining to the criminal history

**History Consolidation** - Previously identified under the following NYSID number(s). Please change your records to reflect the consolidation of this number(s) to the current NYSID number 476540N

Consolidated from NYSID	Consolidated To NYSID	Consolidation Date
2855788R	476540N	February 16, 2006

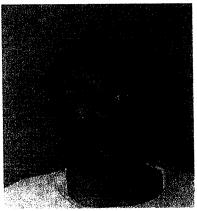
This NYSID Number 476540N was used previously and is now reassigned to this individual.

Violent Felony offense(s) on file

Wanted information included in this record.

**DNA PROFILE IS ON FILE IN THE DNA DATABANK** If more information is required call DCJS Office of Forensic Services at 1-800-262-3257

# Identification Information <sup>1</sup>



### Cycle 8 Arrest Date May 10, 2020

#### Name:

QUENTIN C SUTTLES QUENTIN SUTTLES QUENTELL SUTTLES

#### Date of Birth:

February 02, 1990

#### Place of Birth:

New York

Unknown

#### Address:

996 WALDEN AV, BUFFALO, NY 14211 996 WALEN AV, CHEEKTOWAGA, NY 14225 996 WALDEN AVE, BUFFALO, NY 56 STEVENS ST, BUFFALO, NY

Sex:

Race:

Ethnicity:

Skin Tone:

Male

Black

Not Hispanic

Dark Brown/Dark/Medium

Eye Color:

Hair Color:

Height:

Weight:

Brown

Black

6' 02"

160

SSN:

120-76-0917

NYSID#:

FBI#:

NCIC Classification#:

00476540N

342938LC0

III Status: Criminal record in other states or in multiple FBI files for NYS

**US Citizen:** 

Unknown

# Summary Information

Total Arrests: 6

Date of Earliest Arrest: May 22, 2006

Latest Prior Arrest Date: May 10, 2020

Total Arrests:	
Felony:	
Violent Felony:	1
Firearm:	
Misdemeanor:	
Other:	0

Total Arraigned Arrests:	7
Felony:	4
Violent Felony:	2
Firearm:	1
Misdemeanor:	3
Other:	0

Total Open Cases:	4	Cycles (max 5)
Felony:	2	8,5
Violent Felony:	1	5
Misdemeanor:	2	6,3
Other:	0	
Open ACD:	0	
Non Docketed Cases	: 0	

Total Convictions:	1	Cycles (max 5)
Felony:	0	
Violent Felony:	0	·
Firearm:	0	
Misdemeanor:	1	4
Other:	0	
YO Adjud.:	0	

Warrant Information:		Cycles (max 5)
Failure to Appear Counts:	0	
Total Open:	0	
Active NYC:	0	

DOC Classification:		Cycles (max 5)
Escape Charges:	0	
Sex Offender Convictions:	0	
Probation Revoc:	0	
Parole Revoc:	0	

**Note:** Summary Information may not reflect official actions. DCJS strongly urges the recipient to review the enclosed criminal history record information.

# • NYS Criminal History Information

**▼** Cycle 8

Arrest/Charge Information

Arrest Date: May 10, 2020 06:30 pm (18:30:00)

Name:

**QUENTIN SUTTLES** 

Date of Birth:

February 02, 1990

Country of Citizenship:

**USA** 

Sex:

Male

Race:

Black

Ethnicity:

Not Hispanic

Height:

6' 02"

Weight:

160

SSN:

120-76-0917

Age at time of crime/arrest:

30

Address:

996 WALDEN AV, BUFFALO, NY 14211

Fax Number:

ED5336

Place of Arrest:

City of Buffalo, Erie County, NY

**Arrest Type:** 

Crime In Progress

**Date of Crime:** 

May 10, 2020

Place of Crime:

City of Buffalo, Erie County, NY

Criminal Justice Tracking No.:

69352745K

**Arresting Agency:** 

**Buffalo City Police Department** 

**Arresting Officer ID:** 

BUF172580

Local Person Id:

10052733

**Incident Number:** Arrest Number:

201310536 20200147891

Arraignment:

**Buffalo City Court** 

### **Arrest Charges:**

-- Tampering With Physical Evidence: Conceal/Destroy

PL 215.40 Sub 02 Class E Felony

Degree 0 NCIC 4804

-- Resisting Arrest

PL 205.30

Class A Misdemeanor Degree 0 NCIC 4801

-- Obstruct Governmental Administration-2nd Degree

PL 195.05

Class A Misdemeanor Degree 2 NCIC 5099

-- Motor Vehicle License Violation: No License

VTL 0509 Sub 01

Infraction

Degree 0 NCIC 5499

-- Driving Wrong Direction On One Way Street

VTL 1127 Sub 0A

Infraction

Degree 0 NCIC 5499

#### **Court Case Information**

--Court: <u>Buffalo City Court</u> Case Number: CR-04049-20

May 11, 2020

**Initial Report Of Docket Number** 

May 11, 2020

Arraigned

-- Tampering With Physical Evidence:Conceal/Destroy

PL 215.40 Sub 02 Class E Felony

NCIC 4804

-- Resisting Arrest

PL 205.30

Class A Misdemeanor NCIC 4801

-- Obstruct Governmental Administration-2nd Degree

PL 195.05

Class A Misdemeanor NCIC 5099

-- Motor Vehicle License Violation: No License

VTL 0509 Sub 01

Infraction

NCIC 5499

-- Driving Wrong Direction On One Way Street

VTL 1127 Sub 0A

Infraction

NCIC 5499

# **♣** Cycle 7 **♣** Domestic Incident Report Filed

Arrest/Charge Information

Arrest Date: February 04, 2020 11:52 pm (23:52:00)

Name:

**QUENTIN SUTTLES** 

Date of Birth:

February 02, 1990

Country of Citizenship:

**USA** 

Sex:

Male Black

Race: Ethnicity:

Not Hispanic

Height:

6' 02"

Weight:

160

SSN:

120-76-0917

Age at time of crime/arrest:

30

Address:

996 WALDEN AV, BUFFALO, NY 14211

Fax Number:

ED2158

Place of Arrest:

City of Buffalo, Erie County, NY

Arrest Type:

Complaint

**Date of Crime:** 

February 04, 2020

Place of Crime:

City of Buffalo, Erie County, NY

Criminal Justice Tracking No.:

69286233R

**Arresting Agency:** 

**Buffalo City Police Department** 

Arresting Officer ID:

BUF173747

**Local Person Id:** 

10052733 200350975

Incident Number:
Arrest Number:

20200070298

Arraignment:

**Buffalo City Court** 

### **Arrest Charges:**

-- Criminal Contempt-1st Deg: Violate Order Of Protection- Follow Person Sub BII Class E Felony Degree 1 NCIC 5016 PL 215.51

-- Harassment-2nd Degree: Physical Contact

PL 240.26

Sub 01

Violation Degree 2 NCIC 7099

#### **Court Case Information**

February 05, 2020

**Initial Report Of Docket Number** 

February 05, 2020

#### Arraigned

-- Criminal Contempt-1st Deg: Violate Order Of Protection- Follow Person Felony

PL 215.51

Sub BII

Class E

**NCIC 5016** 

-- Harassment-2nd Degree - Alarm or Seriously Annoy No Legitimate Purpose

PL 240.26

Sub 03

Violation

NCIC 7099

February 18, 2020

### **Transferred To Superior Court**

-- Criminal Contempt-1st Deg: Violate Order Of Protection- Follow Person

PL 215.51

Sub BII

Felony

NCIC 5016

-- Harassment-2nd Degree - Alarm or Seriously Annoy No Legitimate Purpose

Class E

PL 240.26

Sub 03

Violation

**NCIC 7099** 

February 18, 2020

#### Not Arraigned

-- Harassment-2nd Degree: Physical Contact PL 240.26 Sub 01 Violation NCIC 7099

--Court: Erie County Court Case Number: 00366I-2020

February 21, 2020

**Initial Report Of Indictment Number** 

♣ Cycle 6 ♣

Arrest/Charge Information

Arrest Date: January 03, 2020 11:29 pm (23:29:00)

Name:

**OUENTELL SUTTLES** 

Date of Birth:

February 02, 1990

Country of Citizenship:

**USA** 

Sex:

Male

Race:

Black

Ethnicity:

Not Hispanic

Height:

6' 02"

Weight:

SSN:

160

Age at time of crime/arrest:

120-76-0917

29

Address:

996 WALDEN AV, BUFFALO, NY 14211

Fax Number:

ED239

Place of Arrest:

City of Buffalo, Erie County, NY

**Arrest Type:** 

Crime In Progress January 03, 2020

**Date of Crime:** Place of Crime:

City of Buffalo, Erie County, NY

**Criminal Justice Tracking No.:** 

69256742Q

**Arresting Agency:** 

Buffalo City Police Department

Arresting Officer ID:

BUF174066

**Local Person Id:** 

10052734

**Incident Number:** 

200030969 20200004591

Arrest Number: Arraignment:

**Buffalo City Court** 

### **Arrest Charges:**

-- Criminal Possession Controlled Substance- 7th Degree

PL 220.03

Class A Misdemeanor Degree 7 NCIC 3599

-- UNLAWFUL POSSESSION OF MARIHUANA 2ND DEGREE

PL 221.05

Violation

Degree 2 NCIC 3562

#### **Court Case Information**

January 04, 2020

### **Initial Report Of Docket Number**

January 04, 2020

#### Arraigned

-- Criminal Possession Controlled Substance- 7th Degree

PL 220.03

Class A Misdemeanor **NCIC 3599** 

-- UNLAWFUL POSSESSION OF MARIHUANA 2ND DEGREE

PL 221.05

Violation

**NCIC 3562** 

# **U** Cycle 5 **T** Violent Felony Offense

### **Arrest/Charge Information**

Arrest Date: September 08, 2019 11:57 pm (23:57:00)

Name:

**QUENTIN SUTTLES** 

Date of Birth:

February 02, 1990

Country of Citizenship:

USA

Sex:

Male

Race:

Black

Ethnicity:

Not Hispanic

Height:

6' 02"

Weight:

160

Age at time of crime/arrest:

29

Address:

996 WALDEN AV, BUFFALO, NY 14211

Fax Number:

ED16461

Place of Arrest:

City of Buffalo, Erie County, NY

Arrest Type:

Crime In Progress September 08, 2019

Date of Crime:

City of Buffalo, Erie County, NY

Place of Crime:
Criminal Justice Tracking No.:

69144632N

**Arresting Agency:** 

**Buffalo City Police Department** 

**Arresting Officer ID:** 

BUF174211

Local Person Id:

10052733

**Incident Number:** 

192510981

Arrest Number:

20190621598

Arraignment:

**Buffalo City Court** 

#### **Arrest Charges:**

-- Crim Possess Weapon-2:Loaded Firearm-Other Than Person's Home/business

PL 265.03

Sub 03

Class C Felony

Degree 2 NCIC 5299

-- Resisting Arrest

PL 205.30

Class A Misdemeanor

Degree 0 NCIC 4801

-- Obstruct Governmental Administration-2nd Degree

PL 195.05

Class A Misdemeanor

Degree 2 NCIC 5099

-- UNLAWFUL POSSESSION OF MARIHUANA 2ND DEGREE

PL 221.05

Violation

Degree 2 NCIC 3562

### **Court Case Information**

--Court: Buffalo City Court Case Number: CR-11753-19

September 09, 2019

**Initial Report Of Docket Number** 

September 09, 2019

#### Arraigned

-- Crim Possess Weapon-2:Loaded Firearm-Other Than Person's Home/business

Class C

PL 265.03

Sub 03

Felony

NCIC 5299

-- Resisting Arrest

PL 205.30

Class A Misdemeanor

NCIC 4801

-- Obstruct Governmental Administration-2nd Degree

PL 195.05

Class A Misdemeanor

**NCIC 5099** 

-- UNLAWFUL POSSESSION OF MARIHUANA 2ND DEGREE

PL 221.05

Violation

NCIC 3562

September 12, 2019

### **Held For Grand Jury**

-- Crim Possess Weapon-2:Loaded Firearm-Other Than Person's Home/business

PL 265.03

Sub 03

Class C Felony

NCIC 5299

-- Resisting Arrest

PL 205.30

Class A

Misdemeanor

**NCIC 4801** 

-- Obstruct Governmental Administration-2nd Degree

PL 195.05

Class A

Misdemeanor

**NCIC 5099** 

-- UNLAWFUL POSSESSION OF MARIHUANA 2ND DEGREE

PL 221.05

Violation

NCIC 3562

--Court: Erie County Court Case Number: 01842-2019

September 20, 2019

**Initial Report Of Indictment Number** 

February 24, 2020

Arraigned

-- Crim Possess Weapon-2:Loaded Firearm-Other Than Person's Home/business

PL 265.03

Sub 03

Class C Felony

NCIC 5299

Interim release Status: Posted Bail

♣ Cycle 4 ♣

**Arrest/Charge Information** 

Arrest Date: May 25, 2016 02:50 pm (14:50:00)

Name:

**QUENTIN SUTTLES** 

Date of Birth:

February 02, 1990

Country of Citizenship:

USA

Sex:

Male

Race:

Black

Ethnicity:

Not Hispanic

Height:

6' 02"

Weight:

175

SSN:

120-76-0917

Age at time of crime/arrest:

26

Address:

996 WALEN AV, CHEEKTOWAGA, NY 14225

Fax Number:

ED10996

Place of Arrest:

Town of Alden, Erie County, NY

**Arrest Type:** 

Complaint

**Date of Crime:** 

May 25, 2016

Place of Crime:

Town of Alden, Erie County, NY

**Criminal Justice Tracking No.:** 

67677682Q

**Arresting Agency:** 

Erie County Sheriffs Office

**Arresting Officer ID:** 

ECS4764

**Local Person Id:** 

10052733

**Incident Number:** 

16037552 20160036325

Arrest Number: Arraignment:

Alden Town Court

#### **Arrest Charges:**

-- Possession Of Contraband In Prison-2nd Degree
PL 205.20 Sub 02 Class A Misdemeanor Degree 2 NCIC 5802

-- Unlawful Possession Of Marihuana

PL 221.05

Violation

Degree 0 NCIC 3562

#### **Court Case Information**

--Court: Alden Town Court Case Number: 16050081

June 07, 2016

#### **Initial Report Of Docket Number**

June 07, 2016

#### Arraigned

-- Possession Of Contraband In Prison-2nd Degree

PL 205.20 Sub 02 Class A Misdemeanor NCIC 5802

July 05, 2016

Convicted Upon Plea Of Guilty - Conviction Date: July 05, 2016

-- Attempted Promoting Contraband To Prisoners-2nd Degree

PL 205.20

Class B Misdemeanor

NCIC 5802

#### Reduced From:

Possession Of Contraband In Prison-2nd Degree
 PL 205.20 Sub02 Class A Misdemeanor NCIC 5802

Sentenced to: Conditional discharge Term: Time Served

Sentence Date: July 05, 2016

July 05, 2016 **Not Arraigned** 

-- Unlawful Possession Of Marihuana PL 221.05 Violation NCIC 3562

### **♣** Cycle 3 **♣**

### No Arrest Reported

#### **Court Case Information**

February 08, 2016

**Initial Report Of Docket Number** 

February 08, 2016

### Arraigned

-- Criminal Contempt-2nd:Disobey Court
PL 215.50 Sub 03 Class A Misdemeanor NCIC 5005

### **■** Cycle 2 **■**

No Arrest Reported

No Court Reported Information

### **Incarceration/Supervision Information**

**Interstate Parole Release Information** 

Received by Parole on:

April 05, 2013

Release Type:

Co-Op

**Max Expiration Date:** 

December 18, 2016

**Supervision Office:** 

Buffalo

Name:

QUENTIN C SUTTLES

Sex: Race: Male Black

Ethnicity:

Unknown

Parole ID Number:

C120991

Transferred From:

Pennsylvania

# **Parole Discharge Information**

Criminal Repository for Social Security Number: 120760917 on 05\14\2020 11:54 am Page 11 of 13

Case 1:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 269 of 350

Discharged from Parole on:

August 06, 2015

Discharge Type:

Other/Administrative

Parole ID Number:

C120991

Name:

QUENTIN C SUTTLES

# Cycle 1 🖶

### Arrest/Charge Information

Arrest Date: May 22, 2006 02:30 pm (14:30:00)

Name:

QUENTIN C SUTTLES

Date of Birth:

February 02, 1990

Sex:

Male

Race:

Black

Age at time of crime/arrest:

16

Address:

56 STEVENS ST, BUFFALO, NY

Fax Number:

ED12258

Place of Arrest:

City of Buffalo, Erie County, NY

**Arrest Type:** 

Crime In Progress

**Date of Crime:** 

May 22, 2006

Place of Crime:

City of Buffalo, Erie County, NY

Criminal Justice Tracking No.:

58041905H

**Arresting Agency:** 

**Buffalo City Police Department** 

Arresting Officer ID:

BUF001115

Arrest Number:

10052733

Arrest Charges:

#### **Court Case Information**

--Court: Erie County Court Case Number: 01320A-2006

June 07, 2006

**Initial Report Of Docket Number** 

--Court: Erie County Court Case Number: 01320-2006

#### Arraigned

-- Robbery-1st:Displays What Appears To Be A Firearm
PL 160.15 Sub 04 Counts: 2 Class B Felony NCIC 1299

May 24, 2007

#### Dismissed

-- Robbery-1st:Displays What Appears To Be A Firearm
PL 160.15 Sub 04 Counts: 3 Class B Felony NCIC 1299

# • Other History Related Information 1

Criminal Repository for Social Security Number: 120760917 on 05\14\2020 11:54 am Page 12 of 13

Case 1:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 270 of 350

There is no Other History Related Information associated with this history.

# **⋄** Job/License Information **★**

There is no Job/License Information associated with this history.

# Wanted Information

CAUTION: Wanted results are based on a comparison of Name, Physical and Numeric Descriptors, and not on a comparison of Fingerprints.

### Warrant: 1 of 1

#### **Associated Charge:**

-- Aggravated Unlicensed Operation Motor Vehicle-2nd Degree VTL 0511 Class U Misdemeanor Degree 2 NCIC 5499

Wanted By: Lancaster Town Police Department (NY0146700)

525 Pavement Rd, Lancaster, NY, 14086-9718

(716) 683-2800

Warrant Data:

Name: QUENTELL D SUTTLES

Date of Birth: February 02, 1990

Sex: Race: Skin Tone:

Male Black

Eye Color: Hair Color: Height: Weight:

Brown

Black

6' 02"

160

Primary Social Security#:

NYSID#: WPR#:

3963257

Originating Agency Case#: Warrant#:

STLN23055

17707065

Misc Data:

The following field(s) are similar to the data included in your request: DOB, Name, Sex

Date of Warrant:

August 01, 2017

Type of

Bench Warrant

**Date of Entry Onto** 

August 16,

Warrant: Status of

Issued - a warrant has been signed by an

**State Files:** 

2017

Warrant:

empowered authority

The wanting agency has indicated it will extradite within the county in which it is located and adjacent counties. ..

Please Contact the Wanting Agency immediately to determine if this is the same individual and confirm the condition of extradition. Refer to their Case Number, Warrant Number and Area Responsible.

# Missing Person Information

There is no NYS Missing Information associated with this history.

### Additional Information

**Sentencing** - Where an individual is sentenced June 1, 1981 or later on more than one charge within a docket, the sentence may be considered to be concurrent unless identified as consecutive.

Caution: Identification not based on fingerprint comparison. This record was produced as the result of an inquiry.

**Multi-Source** - Subject has information maintained by other states or in multiple NYS files maintained by the FBI available through the Interstate Identification Index. Refer to FBI Number:342938LC0

WARNING: Release of any of the information presented in this computerized Case History to unauthorized individuals or agencies is prohibited by federal law TITLE 42 USC 3789g(b).

This report is to be used for this one specific purpose as described in the Use and Dissemination Agreement your agency has on file with DCJS. **Destroy after use and request an updated rap sheet for subsequent needs.** 

All information presented herein is as complete as the data furnished to DCJS.

# RÉGISTAL SE PREMIÈRA DE L'ARRESTA DE L'ARRES

Case 1:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 274 of 350

# MEMORANDUM

DATE:

April 1, 2021

TO:

Chief Alphonso Wright, C- Dist.

FROM:

Inspector Robert V. Rosenswie

Internal Affairs Division

RE:

Sworn Statement—EC2020-024

CC:

Captain Joseph Langdon, C-DISTRICT

Captain Jason Whitenight, C-DISTRICT

PO Michael Scheu (Target) is hereby ORDERED and DIRECTED to report to the offices of the Internal Affairs Division, 68 Court St., Room 300, on Tuesday. April 6, 2021 at 1530 hours for the purpose of providing a sworn statement.

Failure to comply with this directive will result in disciplinary action.

Subject: Excessive Force 05/10/20

Any questions regarding this notice, please contact Lt. Alberti 851-4784

Note: IT IS THE EMPLOYEE'S RESPONSIBILITY TO NOTIFY THE PBA OF THIS NOTICE AND TO MAKE ARRANGEMENTS FOR LEGAL REPRESENTATION THROUGH THE UNION PRIOR TO THE ABOVE-LISTED DATE AND TIME.

You may wish to arrive earlier for your above schedule appointment, so you may meet with your PBA Attorney, prior to your statement.

> Robert V. Rosenswie Inspector, IAD

PERSON RECEIVING PU M- JChlu	VIL	phone	
DATE AND TIME NOTICE WAS SERVED	9/1/21	1528	
OFFICER SERVING U CILLIP			

THE SUPERVISOR SERVING THIS NOTICE SHALL IMMEDIATELY FAX THE NOTICE BACK TO I.A.D. AT 851-5229

# MEMORANDUM

DATE:

April 1, 2021

TO:

Chief Alphonso Wright, C- Dist.

FROM:

Inspector Robert V. Rosenswie

Internal Affairs Division

RE:

Sworn Statement—EC2020-024

CC:

Captain Joseph Langdon, C-DISTRICT

Captain Jason Whitenight, C-DISTRICT

PO Ronald Ammerman (Target) is hereby ORDERED and DIRECTED to report to the offices of the Internal Affairs Division, 68 Court St., Room 300, on Tuesday, April 6, 2021 at 1500 hours for the purpose of providing a sworn statement.

Failure to comply with this directive will result in disciplinary action.

Subject: Excessive Force 05/10/20

Any questions regarding this notice, please contact Lt. Alberti 851-4784

Note: IT IS THE EMPLOYEE'S RESPONSIBILITY TO NOTIFY THE PBA OF THIS NOTICE AND TO MAKE ARRANGEMENTS FOR LEGAL REPRESENTATION THROUGH THE UNION PRIOR TO THE ABOVE-LISTED DATE AND TIME.

You may wish to arrive earlier for your above schedule appointment, so you may meet with your PBA Attorney, prior to your statement.

> Robert V. Rosenswie Inspector, IAD

PERSON RECEIVING	lo R. Ammennan	na phone
DATE AND TIME NOTICE	WAS SERVED 4/1/2/	129
OFFICER SERVING	uctur	

THE SUPERVISOR SERVING THIS NOTICE SHALL IMMEDIATELY FAX THE NOTICE BACK TO I.A.D. AT 851-5229

# BUFFALO POLICE **COMPLAINT SUMMARY REPORT**

Report Date: 5/13/2020

**UNKNOWN TROUBLE** 20-1310536

E EAGLE ST@MADISON ST (C4) Priority: 3

Disposition(s): 1. Radio Log 2. Closed by Dispatch

05/10/2020 18:20:36 Reported:

05/10/2020 18:20:36 Received:

Dispatched: 05/10/2020 18:20:37

En Route: 05/10/2020 18:20:37 On Scene: 05/10/2020 18:20:37

Cleared:

05/11/2020 00:03:31

Officers:

1. 174114-AMMERMAN, RONALD J. 2. 172580-SCHEU, MICHAEL C. II 3. 174204-MASSICCI,

Source:

Received By: 174034-BOLDEN, JONTAI T.

Dispatched By: 174034-BOLDEN, JONTAl T.

PETER J. 4. 173843-HANOVER, JONATHAN J. 5. 174203-GIARRANO, JAKE J. 6. 174217-

HURST, MARC J.

Other Personnel: 1. 000649-MISZTAL, AMY 2. 001107-STRUNK, TIMOTHY J.

Remarks: 05/10/2020 18:20:36 174034 **Entry Initiated** 

Sent to Dispatch - MISCELLANEOUS - E EAGLE ST@MADISON ST (C4) 05/10/2020 18:20:36 174034

Dispatched (Primary) - C480 05/10/2020 18:20:37 174034

Enroute - C480 05/10/2020 18:20:37 174034

On Scene - C480 05/10/2020 18:20:37 174034

Call Type Changed - UNKNOWN TROUBLE Pri: 3 05/10/2020 18:21:06 174034

Dispatched - C430 05/10/2020 18:34:50 174034 Enroute - C430 05/10/2020 18:34:50 174034 Dispatched - S BUF 05/10/2020 18:35:04 174034

05/10/2020 18:35:04 174034 Enroute - S BUF Disposition Added - Radio Log 05/10/2020 22:52:41 001107

Disposition Added - Closed by Dispatch 05/10/2020 22:52:44 001107

Archived 05/10/2020 22:52:45 001107 Reopened 05/10/2020 22:57:57 001107

05/10/2020 22:58:00 001107 Dispatched (Primary) - C480

Enroute - C480 05/10/2020 22:58:00 001107 Dispatched - C410 05/10/2020 22:58:05 001107 Enroute - C410 05/10/2020 22:58:05 001107

Location Changed - C480 ECMC 05/10/2020 22:58:17 001107 Location Changed - C410 ECMC

05/10/2020 22:58:22 001107 HD01: 22:57:31 - WE ARE STILL ON THIS ARREST DOING LOTS OF 05/10/2020 22:58:27 001107

PAPER WORK

Dispatched - C430 05/10/2020 23:37:29 001107 Enroute - C430 05/10/2020 23:37:29 001107

Location Changed - C430 CPS LAB 05/10/2020 23:37:34 001107

Cleared - C430 05/11/2020 00:03:31 174204

Location Changed - C480 CB W MALE 05/11/2020 01:55:49 000649

Archived 05/11/2020 02:51:01 000649

**Total Complaints:1** 

# Case 1:21-cv-00897-LJV-JJMBUFFALO (P)

POLICE REPORT OBSTRUCTION

Filed 10/16/24

Page 27@ofmasaint 20-1310536

Report Date & Time

05/10/2020 18:20

Page:

INCIDENT Address of Occurrence District Tract Occ. Date & Time Day of Week Type of Premise E EAGLE ST @ MADISON ST BU 05/10/2020 18:20 Street Sunday Follow Up By Supl TT Mess# TT Entry Date TT Cancel# TT Cancel Date Cleared By Arrest N Officers: P3621 - AMMERMAN Rep. Off.: P2849 - SCHEU P2849 - SCHEU Supervisor: ARRESTED First Name Last Name MI Ext Birth Date Sex Juvenile Arrestea QUENTIN SUTTLES C 02/02/1990 Black M N PR Address Home Phone Work Phone 996 WALDEN AV BÚFFALO 14211 NY Height Weight Hair Eves Build Complexion Glasses Scars/Marks/Tattoos 6' Ŏ2" 160 **BLK BRO** S **DBR OFFENSES** Law Section CA CL DG Description Report PL 205.30 М 0 Α RESISTING ARREST PR PL 215.40-02 F Ε 0 CONCEAL/ALTER/DESTROY PHYS EVI PR PL 195.05 Μ Α 2 **OBSTRUCT GOVERNMENTL ADMIN 2ND** PR VTL 0509-01 1 0 OPERATE MV BY UNLICENSD DRIVER PR VTL 1127-0A 0 DRIVING WRONG DIRECTION ON ONE WAY STREET PR ARREST Arrest# Name Date Address 261083 SUTTLES, QUENTIN C. 2/2/1990 05-10-2020 E EAGLE ST BUFFALO Status Arrest Type Arresting Officers Crime in Progress Held SCHEU, MICHAEL AMMERMAN, RONALD Law Section CA DG CL Description Counts 1127-0A VTL 0 DRIVING WRONG DIRECTION ON ONE WAY STREET 1 195.05 PL М 2 Α OBSTRUCT GOVERNMENTL ADMIN 2ND 1 215.40-02 PL F Ε 0 CONCEAL/ALTER/DESTROY PHYS EVI PL 205.30 М 0 RESISTING ARREST 1 0509-01 VTL 0 OPERATE MV BY UNLICENSD DRIVER 1 *VEHICLE(S)* Make Body Style Registration State Status SUTTLES QUENTIN C 2010 CHEVROLE COBALT **SEDAN GWT5141** Gray 1G1AF5F56A7233384 Impounde PR NARRATIVE POLICE REPORT Date Entered: 05/10/2020 23:31 Typist RONALD AMMERMAN Officer SCHEU, MICHAEL OFFICERS OBSERVED DEFENDANT OPERATING NY REG GWT5141 GOING WRONG WAY NORTH ON MADISON. OFFICERS INITIATED TRAFFIC STOP AND A STRONG ODOR OF MARIJUANA WAS COMING FROM VEHICLE. WHILE CONDUCTING PAT DOWN SEARCH DEFENDANT DID PUSH OFF VEHICLE AND FIGHT WITH OFFICERS. DEFENDANT CONTINUED TO FIGHT AND REACH IN HIS PANTS IGNORING OFFICERS COMMANDS TO STOP RESISTING/REACHING. OFFICERS RECOVERED WHITE POWDER SUBSTANCE FROM DEFENDANTS LEFT POCKET SUBMITTED TO LAB, CHARGES PENDING UPON TEST RESULTS. DEFENDANT DID STATE HE TOOK WEED FROM HIS PANTS DURING STRUGGLE AND THREW IT. *IMAGES* Officer: P2849 - SCHEU Supervisor: -Printed Date: 05/13/2020 01:15 PM

# **BUFFALO POLICE**

# **Dispatch Monitor - Unit History Report**

5/14/2020

Date <b>05/10/2020</b> Shift <b>4th</b>	Unit <b>C480</b> Officer(s) <b>174114 - RONA</b>	Patrol C8 LD AMMERMAN			
	172580 - MICHAEL SCHEU				
Time Stamp	Log		<del></del>		
05/10/2020 16:05	Available				
05/10/2020 16:05	Shift Started				
05/10/2020 18:20	Enroute:20-1310536				
05/10/2020 18:20	Dispatched - MISCELLANEOUS - E EAG	GLE ST@MADISON ST:20-1310536			
05/10/2020 18:20	On Scene:20-1310536				
05/10/2020 22:52	Available				
05/10/2020 22:58	Dispatched - UNKNOWN TROUBLE - E	EAGLE ST@MADISON ST:20-1310536			
05/10/2020 22:58	Enroute:20-1310536				
05/10/2020 22:58	Location Change - ECMC:20-1310536				
05/11/2020 01:55	Location Change - CB W MALE:20-1310	536			
05/11/2020 02:51	Available				
05/11/2020 02:51	Shift Ended				

2796



RICI #: 10052733 Caution Indicator:

Agency Case #: 20-01478-91 (A)

**BUFFALO POLICE DEPARTMENT** ARRESTING/BOOKING REPORT

Report Date: 05/11/2020 02:29 Report Printed By: OLDHAM, Kim

-- PERSON INFORMATION -

NAME: SUTTLES, Quentin C

DOB: 02/02/1990 AGE: 30

SEX: Male

BUILD: Slim

RACE: Black

HEIGHT: 6'02 WEIGHT: 160 HAIR COLOR: Black

ETHNICITY: Non-Hispanic ss #: 120-76-0917

EYE DEFECTS:

HAIR TYPE:

EYE COLOR: Brown

FACIAL FEATURES:

FACE:

SKIN TONE: Dark Brown

DISABILITY:

SCARS/MARKS/TATTOOS:

ADDRESS: 996 WALDEN AV, BUFFALO NY 14211 US

HOME TELEPHONE: EDUCATION:

RELIGION:

CITIZEN OF: US

MARITAL STATUS: Single (never married) PLACE OF BIRTH: BUFFALO NY

DRIVERS LICENSE #:

LICENSE STATE:

NYSID #: 00476540-N

FBI#: 342938LC0

MUG#: 263561

- ARREST/OFFENSE INFORMATION -

INCIDENT #: 20-1310536 ARREST TYPE: CIP - Crime in Progress

STATUS AT ARREST: **Held** 

ARRESTING AGENCY: BUF ARREST DATE/TIME: 05/10/2020 18:30

CONDITION AT ARREST: Injured or Sick ARRESTING OFFICER: SCHEU, Michael

ASSISTING OFFICER: AMMERMAN, RONALD J

ADDRESS OF ARREST: EAGLE ST E, BUFFALO NY US

PRIMARY ARREST CHARGE: PL 215.40-02 TAMP W/PHYS EV:CONCEAL/DESTROY EF

CJTN #: 69352745-K

- BOOKING INFORMATION -

BOOKING STATUS: Normal

BAII ·

BOOKING START DATE/TIME: 05/10/2020 20:25

ITEM(S) SEIZED AT ARREST:

BOOKING END DATE/TIME: 05/10/2020 20:29

ARRAIGNMENT COURT: NY014011J CITY OF BUFFALO BOOKING COMMENTS: NYS ID/ NO WARRANTS

DEF DID OBSTRUCT AND RESIST

F/P'S TAKEN BY: POHANCSEK, Melanie L

NCIC CLASS, BY:

DATE: 05/11/2020

DATE/TIME:



**Rolled Right Thumb** 

NCIC CLASS:

ARRESTEE SIGNATURE:

Arrest Charges:

Att. Incident #:

Warrant #:

PL 215.40-02 TAMP W/PHYS EV:CONCEAL/DESTROY N PL 195.05 OBSTRUCT GOVERNMENTL ADMIN-2ND A N

20-1310536 20-1310536

PL 205.30 RESISTING ARREST AM VTL 0509-01 MV LICENSE VIOL:NO LICENSE I

20-1310536

20-1310536 ° N -

VTL 1127-0A ONE-WAY VIOL:DESIGNATED ROAD I

N S 20-1310536 Summons #:

	Docket Number			
CITY OF BUFFALO COUNTY OF ERIE STATE OF NEW YORK	CD #:20-1310536			
The People of the State of New York vs.  QUENTIN C. SUTTLES DOB: 02/02/1990 996 WALDEN AV BUFFALO, NY 14211	) 2796 ) INFORMATION/COMPLAINT )			

I, Police Officer MICHAEL C. SCHEU, a police officer herein, accuse QUENTIN C. SUTTLES, the DEFENDANT of this action, and charge that on or about Sunday, May 10, 2020 at E EAGLE ST and MADISON ST in the CITY OF BUFFALO, County of ERIE, at about 06:20 PM, said DEFENDANT did commit

# TAMPERING WITH PHYSICAL EVIDENCE

a class E FELONY contrary to the provisions of section 215.40, subsection(s) 02 of the Penal Law of the State

THE SAID DEFENDANT, AT THE AFORESAID TIME AND PLACE, DID BELIEVING THAT CERTAIN PHYSICAL EVIDENCE IS ABOUT TO BE PRODUCED OR USED IN AN OFFICIAL PROCEEDING OR A PROSPECTIVE OFFICIAL PROCEEDING, AND INTENDING TO PREVENT SUCH PRODUCTION OR USE, HE SUPPRESSES IT BY ANY ACT OF CONCEALMENT, ALTERATION OR DESTRUCTION, OR BY EMPLOYING FORCE, INTIMIDATION OR DECEPTION AGAINST ANY PERSON. IN THAT THE DEFENDANT, WHILE DRIVING A 2010 GREY CHEVROLET, NY REG GWT5141 WAS GOING THE WRONG WAY ON A ONE-WAY STREET, NORTH ON MADISON STREET. OFFICERS ACTIVATING OVERHEAD LIGHTS FOR VEHICLE AND TRAFFIC STOP. UPON APPROACHING SAID VEHICLE A STRONG ODOR OF MARIHUANA SMELL WAS EMINATING FROM THE VEHICLE. THE DEFENDANT DID STRUGGLE WITH OFFICER AFTER BEING REMOVED FROM HIS VEHICLE. THE DEFENDANT KEPT GRABBING FOR HIS PRIVATE AREA WHILE STRUGGLING WITH OFFICERS ON THE GROUND. WHILE THE DEFENDANT WAS STRUGGLING AND FIGHTING WITH OFFICERS ON THE GROUND, THE DEFENDANT DID BELIEVE THAT CERTAIN PHYSICAL EVIDENCE IS ABOUT TO BE PRODUCED FROM HIS PERSON, TOSSING SUCH EVIDENCE AWAY. rk

ALL CONTRARY TO THE PROVISIONS OF THE STATUTE IN SUCH CASES MADE AND PROVIDED. THE ABOVE ALLEGATIONS OF FACT ARE MADE BY THE COMPLAINANT HEREIN ON DIRECT KNOWLEDGE.

Therefore, the complainant requests that said defendant be dealt with according to the provisions of the Criminal Procedure Law, and according to law.

### NOTICE

(Penal Law, Section 210.45)

It is a crime, punishable as a Class A Misdemeanor under the Laws of the State of New York, for a person, in a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

Complainant

	Docket Number
CITY OF BUFFALO COUNTY OF ERIE STATE OF NEW YORK	CD.#:20-1310536
The People of the State of New York vs.  QUENTIN C. SUTTLES DOB: 02/02/1990 996 WALDEN AV BUFFALO, NY 14211	) ) INFORMATION / COMPLAINT )

I, Police Officer MICHAEL C. SCHEU, a police officer herein, accuse QUENTIN C. SUTTLES, the DEFENDANT of this action, and charge that on or about Sunday, May 10, 2020 at E EAGLE ST and MADISON ST in the CITY OF BUFFALO, County of ERIE, at about 06:20 PM, said DEFENDANT did commit the offense of:

# OBSTRUCTING GOVERNMENTAL ADMINISTRATION IN THE SECOND DEGREE

a class A MISDEMEANOR contrary to the provisions of section 195.05 of the Penal Law of the State of New York.

THE SAID DEFENDANT, AT THE AFORESAID TIME AND PLACE, DID INTENTIONALLY OBSTRUCT, IMPAIR OR PERVERT THE ADMINISTRATION OF LAW OR OTHER GOVERNMENTAL FUNCTION OR PREVENTS OR ATTEMPTS TO PREVENT A PUBLIC SERVANT FROM PERFORMING AN OFFICIAL FUNCTION, BY MEANS OF INTIMIDATION, PHYSICAL FORCE OR INTERFERENCE, OR BY MEANS OF ANY INDEPENDENTLY UNLAWFUL ACT, OR BY MEANS OF INTERFERING, WHETHER OR NOT PHYSICAL FORCE IS INVOLVED. IN THAT THE DEFENDANT, WHILE DRIVING A 2010 GREY CHEVROLET, NY REG GWT5141 WAS GOING THE WRONG WAY ON A ONE-WAY STREET, NORTH ON MADISON STREET (VTL1127A). OFFICERS ACTIVATING OVERHEAD LIGHTS FOR VEHICLE AND TRAFFIC STOP. UPON APPROACHING SAID VEHICLE A STRONG ODOR OF MARIHUANA SMELL WAS EMINATING FROM THE VEHICLE. THE DEFENDANT DID STRUGGLE WITH OFFICER AFTER BEING REMOVED FROM HIS VEHICLE. THE DEFENDANT KEPT GRABBING FOR HIS PRIVATE AREA WHILE STRUGGLING WITH OFFICERS ON THE GROUND. THE DEFENDANT STILL REFUSING OFFICERS ORDERS TO PLACE HIS HANDS BEHIND HIS BACK, RESISTING ARREST. THE DEFENDANT DID CONITUE TO RESIST OFFICERS ATTEMPT TO PLACE HIM UNDER ARREST, PREVENTING A PUBLIC SERVANT FROM PERFORMING AN OFFICIAL FUNCTION. THE DEFENDANT WAS FOUND TO BE DRIVING ON A SUSPENDED LICENSE (VTL509-1).

ALL CONTRARY TO THE PROVISIONS OF THE STATUTE IN SUCH CASES MADE AND PROVIDED. THE ABOVE ALLEGATIONS OF FACT ARE MADE BY THE COMPLAINANT HEREIN ON DIRECT KNOWLEDGE.

Therefore, the complainant requests that said defendant be dealt with according to the provisions of the Criminal Procedure Law, and according to law.

### NOTICE

(Penal Law, Section 210.45)

It is a crime, punishable as a Class A Misdemeanor under the Laws of the State of New York, for a person, in a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

Complainant

Subscribed and sworn to me this 10th of May, 2020

	Docket Number
CITY OF BUFFALO COUNTY OF ERIE STATE OF NEW YORK	CD #: 20-1310536
The People of the State of New York vs.  QUENTIN C. SUTTLES DOB: 02/02/1990 996 WALDEN AV BUFFALO, NY 14211	) ) INFORMATION / COMPLAINT ) )

I, Police Officer MICHAEL C. SCHEU, a police officer herein, accuse QUENTIN C. SUTTLES, the DEFENDANT of this action, and charge that on or about Sunday, May 10, 2020 at E EAGLE ST and MADISON ST in the CITY OF BUFFALO, County of ERIE, at about 06:20 PM, said DEFENDANT did commit

### RESISTING ARREST

a class A MISDEMEANOR contrary to the provisions of section 205.30 of the Penal Law of the State of New York.

THE SAID DEFENDANT, AT THE AFORESAID TIME AND PLACE, DID INTENTIONALLY PREVENT OR ATTEMPT TO PREVENT A POLICE OFFICER OR PEACE OFFICER FROM EFFECTING AN AUTHORIZED ARREST OF HIMSELF OR ANOTHER PERSON. IN THAT THE DEFENDANT DID STRUGGLE AND REFUSE OFFICERS ORDER TO PLACE HIS HANDS BEHIND HIS BACK WITH THE ATTEMPT TO PREVENT A POLICE OFFICE FROM MAKING AN AUTHORIZED ARREST. rk

ALL CONTRARY TO THE PROVISIONS OF THE STATUTE IN SUCH CASES MADE AND PROVIDED. THE ABOVE ALLEGATIONS OF FACT ARE MADE BY THE COMPLAINANT HEREIN ON DIRECT KNOWLEDGE.

Therefore, the complainant requests that said defendant be dealt with according to the provisions of the Criminal Procedure Law, and according to law.

#### NOTICE

(Penal Law, Section 210.45)

It is a crime, punishable as a Class A Misdemeanor under the Laws of the State of New York, for a person, in a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

Complainant

Subscribed and sworn to me this 10th of May, 2020

	New Y	U	NIFORM	apan	ment of	INCOLO,					
DAOCETTA POLICE											
To be completed by Police Oss.					OLICE AGENCY					(NOT TO BE USED FOR MAIL	
Local Police Code						FICE	DEPAR	ENT		(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)	
Last Name(Defendant) SUTTLES	) First Name										
Number and Street							MI	- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then			
996 WALDEN Apt. No.   Photo Lin Show								- If you are pleading "NOT GUILTY" by mail, place an "X" through SECTION A, then then complete and sign SECTION B.			
BUFFALO	BUFFALO State ZinCode						}	I - IVIAII this form to it			
Client ID Number 14211						D	Class		- Mall this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.		
796088308	-			Sex   Date Expires   02/02/2023					Expires		• DO NOT use this s
NY 02/02/1990	Veh. Type		Year 2010		Make			02/0			speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.
Plate Number GWT5141	Reg. State	Rei	gistration	Eway.	CHEV					olor Y	· If the Court denies your plant
	INY	03	3/20/202	21							<ul> <li>If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.</li> </ul>
THE PERSON I	DESCRIBE	ED A	BOVE	10.0							
Time			BOVE	18 C	HARGE	ED A	S FOL	LON	<b>/</b> S		SECTION A - PLEA OF GUILTY
Louis and I Date of	of Offense 0/2020		JI.	VIOI	ATION O	F					
Section Sub Section	72020			VYS	V AND	T LA	W	٠,			To the Court listed on the other side of this ticket:
5091				rinf 倒	Misd F		MPH		MPH 2	Zone	esiding at
Description of Violation				(5,1	{_}}	<u>()</u>	-		1	1 1	ave be a second
UNLICENSED OPERATOR							US, DC	)T#	<u></u>	a	ave been charged with the violation as specified on the other side of this ticket. I cknowledge receipt of the warning printed in bold type on the other side of this ticket, ind I waive arraignment open court and the aid of an Attorney, I plead CHILTY was perfense as charged and resure and the aid of an Attorney.
							1,50			ti	and I waive arraignment in open court and the aid of this ticket. I and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to be offense as charged and request that this charge be disposed of and a fine or smally fixed by the court.
İ							CDL V	h Bı	is Haz	Met P	shalty fixed by the court.
Place of Occurrence							{ ] }	10	1		additionally. I make the fallenge
MADISON/EAGLE							Hwy. No.			-	additionally, I make the following statement of explanation (optional):
C/T/V Name	10	County	,						oc. Code 1501	•	
BUFFALO, CITY OF - 1501	{ }	ERIE					нуу. Тура 6		IC/ORI 1401	7-	
AFFIRMED UNDER PENALTY OF P	'ERJURY					Date A	ffirmed	Off	Assign	A	i statements are made under penalty of perjury:
ند مذ	,				L	05/10	0/2020	D			
LOW	CA P		>			Arrest	TROL				ste: Signed
(Officer's Signature) Officer's Last Name					r	Badge/		177	580	-	SECTION B - PLEA OF NOT GUILTY
SCHEU				7	First Nam			-17.2	MI	ال الله	e following notice applies to you if the officer did not issue you a supporting
					M				IVI I.	NO	oosition with your licket.
									<del>-</del>	DE	TICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING
•										/ 10	I KEDHERT OUS """Y INE CHARGER BESTON
Radar Officer's Signature										THE	COURT NOTE DATE YOU ARE DIRECTED TO BEAR
THIS MATTER IS SCHEDULED	TO BE HA	MD( #	=0.04							TIC	COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE (ET. DO YOU REQUEST A SUPPORTING DEPOSITION?
BUFFALO CITY COURT		1025	U ON T	HE	PPEAR	RANC	E DATE	BEI	LOW	1	JEFOSITION?
ddress										SUP	PORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS
0 DELAWARE AVE									•	1030	NO SPEEDING (Gen 404)
ilv			,								10011101)
ÚFFALO					State		Zip			Ciam	GENERAL (Gen 101A)
			•		NY		1420	32	j	Signa	ture
RETURN BY MAIL BEFORE	E OR IN PE	RSO	N ON:	Da	ite					A -d -d	
RETURN BY MAIL BEFORE MUST APPEAR IN PERSON	E OR IN PEI N ON:	RSO	N ON:	Da 0,5	ite 5/11/20:	20	<del></del>	Time	Δη	Addre	56
"LJ" MOST APPEAR IN PERSON	N ON:			0.5	/11/20:	20	<del></del>		AM	Addre	SÉ
PLEA OF GUILTY	NON:	16 6	<b>-</b>	0.5	5/11/20:			lime 9:30	AM	Addre	SÉ
PLEA OF GUILTY QUIVALENT TO A (	NON: TO THI	IS (	CHAR	os RGI	5/11/20: E IS			lime 9:30		Addre	
PLEA OF GUILTY QUIVALENT TO A ( OU ARE CONVICTE	TO THI	IS (	CHAF ION A	RGI NFT	E IS	TRI	AL.	1ime 9:30		City	State Zip Code
PLEA OF GUILTY QUIVALENT TO A COULTE CONVICTE ABLE TO A PENAL	NON: TO THI CONVIC ED, NO	IS C	CHAF ION A ONLY	RGI NFT	E IS FER	TRI,	AL.	1ime 9:30		City	State Zip Code
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PLEA OF GUILTY QUIVALENT TO A ( OU ARE CONVICTE ABLE TO A PENAL CENSE TO DRIVE A OTORCYCLE AND	TO THI CONVICED, NO LTY, BL A MOT	IS (CTI	CHAF ON A ONLY IN AC	RGI NFT WODI	E IS FER FILL Y	TRI/ /OL I Y(	AL. J BE DUR	1ime 9:30		City NOTE you by	State Zip Code  Mail this NOT GUILTY Plea within 48 hours. The court will notify  Appl Coass Mail of your appearance date.
PLEA OF GUILTY QUIVALENT TO A COU ARE CONVICTE ABLE TO A PENAL CENSE TO DRIVE A OTORCYCLE, AND	TO THI CONVICED, NO LTY, BL A MOT	IS COTI	CHAP ION A ONLY IN AC VEH	RGI NFT WOOL	E IS FER FILL Y TION LE O ATE	TRIJ (OL I YO R OF	AL. J BE DUR	9:30		City NOTE you by	State Zip Code  Mail this NOT GUILTY Plea within 48 hours. The court will notify  Appl Coass Mail of your appearance date.
PLEA OF GUILTY QUIVALENT TO A COU ARE CONVICTE ABLE TO A PENAL CENSE TO DRIVE A OTORCYCLE, AND	TO THI CONVICED, NO LTY, BL A MOT	IS COTI	CHAP ION A ONLY IN AC VEH	RGI NFT WOOL	E IS FER FILL Y TION LE O ATE	TRIJ (OL I YO R OF	AL. J BE DUR	9:30		City NOTE you by Mu	State Zip Code  Mail this NOT GUILTY Plea within 46 hours. The court will notify  First Class Mail of your appearance date.  APPLICANTS UNDER 18 YEARS OF AGE  ST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.
PLEA OF GUILTY QUIVALENT TO A COU ARE CONVICTE ABLE TO A PENAL CENSE TO DRIVE A OTORCYCLE, AND	TO THI CONVICED, NO LTY, BL A MOT	IS COTI	CHAP ION A ONLY IN AC VEH	RGI NFT WOOL	E IS FER FILL Y TION LE O ATE	TRIJ (OL I YO R OF	AL. J BE DUR	9:30	N	City NOTE you by Mus	State Zip Code  Mail this NOT GUILTY Plea within 48 hours. The court will notify  First Class Mail of your appearance date.  APPLICANTS UNDER 18 YEARS OF AGE  ST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.  Parent or Guardian
PLEA OF GUILTY QUIVALENT TO A ( OU ARE CONVICTE ABLE TO A PENAL CENSE TO DRIVE A OTORCYCLE AND	TO THI CONVICED, NO LTY, BL A MOT	IS COTI	CHAP ION A ONLY IN AC VEH	RGI NFT WOOL	E IS FER FILL Y TION LE O ATE	TRIJ (OL I YO R OF	AL. J BE DUR	9:30	N	City NOTE you by Mu	State Zip Code  Mail this NOT GUILTY Plea within 48 hours. The court will notify  First Class Mail of your appearance date.  APPLICANTS UNDER 18 YEARS OF AGE  ST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.  Parent or Guardian
PLEA OF GUILTY QUIVALENT TO A COUNTY OU ARE CONVICTE ABLE TO A PENAL CENSE TO DRIVE A OTORCYCLE, AND EGISTRATION, IF A JSPENSION AND R 'LAW.	TO THI CONVICED, NO LTY, BL A MOT YOUR NY, AR REVOCA	IS (CTI) OT (CTI) OR (CE) RES	CHAP ION A IN AC VEH ERTIP SUBJ	RGI VFT VODI VICI VICI VICI VICI VICI VICI VICI VI	E IS FER FILL Y TION LE O ATE T TO PRE	TRIA (OL) I YO R OF OF SCI	AL. J BE DUR RIBE	9:30	N	City NOTE you by Mus	State Zip Code  Mail this NOT GUILTY Plea within 48 hours. The court will notify  First Class Mail of your appearance date.  APPLICANTS UNDER 18 YEARS OF AGE  ST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.  Parent or Guardian
PLEA OF GUILTY QUIVALENT TO A COU ARE CONVICTE ABLE TO A PENAL CENSE TO DRIVE A OTORCYCLE, AND	TO THI CONVICED, NO LTY, BL A MOT YOUR NY, AR REVOCA	IS CONTROL	CHAP ION A IN AC VEH ERTIP SUBJ	RGI VFT VODI VICI VICI VICI VICI VICI VICI VICI VI	E IS FER FILL Y TION LE O ATE T TO PRE	TRIA (OL) I YO R OF OF SCI	AL. J BE DUR RIBE	9:30	2 A C	City NOTE you by Mus	State Zip Code  Mail this NOT GUILTY Plea within 48 hours. The court will notify  First Class Mail of your appearance date.  APPLICANTS UNDER 18 YEARS OF AGE  ST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.  Parent or Guardian

	ORM TRAFFIC TI			
			TO PLEAD BY MAIL	
BA06BTM02C POLICE AGENCY		(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)		
To be completed by Police Officer and given to Motorist BUFFALO POLICE DEPARTMENT Local Police Code				
Last Name(Defendant)	BPD		- If you are pleading "GUILTY" by mail, place an "X" through SECTION B, then	
SUTTLES	First Name QUENTIN			
Number and Street 996 WALDEN		Apt No	Photo Lic Sh	then complete and sign SECTION 8.
City BUFFALO State NY	Zip Code		Lic Class	Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.
Client ID Number	14211	Sex De	D.	- DO NOT use this form for Mindemanage as Estation
796088308  Lic. State   Date of Birth   Veh Tyrie   15			ate Expires 2/02/2023	speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.
NY 02/02/1990 1	Vear Make CHEV		Col GY	- If the Court denies your plan you will be made up
Plate Number Reg. State Regi GWT5141 Ry 03/	stration Expires 20/2021			noted on the front of this ticket.
THE PERSON DESCRIBED AS	OVE IS CHARGE	ED AS FOLL	ows	SECTION A - PLEA OF GUILTY
Time . Date of Offense 05/10/2020	IN VIOLATION O			To the Court listed on the other side of this ticket:
Section Sub Section	Tr Inf Misd		Limits	
1127A			MPH Zo	have been charged with the violeties as a self-ut it it
Description of Violation				acknowledge receipt of the warning printed in bold type on the other side of this ticket. I
DRIVING/WRONG DIREC ON ONE WAY STR	Γ.	US DO	<b>∓</b> #	the offense as charged and request that this above the Attorney. I plead GUILTY to
		CDL Va	h Bus Haz	
		0	0 0	A 1993
Place of Occurrence		Hwy. No.		
MADISON/EAGLE C/T/V Name County			Loc. Cod 1501	
BUFFALO, CITY OF - 1501 Count		Hwy. Type	01401	
AFFIRMED UNDER PENALTY OF PERJURY		Date Affirmed	Off Assign	All statements are made under penalty of perjury:
	_	05/10/2020	DC	Date: Signed
MA JA	>	Arrest Type 1 - PATROL		SECTION B - PLEA OF NOT GUILTY
(Officer's Signature)		Badge/Shield	172580	The following notice applies to you if the officer did not in
Officer's Last Name SCHEU	First N M	ane	M.I.	, , , was monet;
Radar Officer's Signature				NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?
THIS MATTER IS SCHEDULED TO BE HAND	LED ON THE APPL	ARANCE DA	TE BELOW	Von FTT N. FTT
BUFFALO CITY COURT				SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS
Address			<del></del>	NO  SPEEDING (Gen 101)
50 DELAWARE AVE				GENERAL (Gen 101A)
City BUFFALO	Sta NY	te Zip	202	Signature
RETURN BY MAIL BEFORE OR IN PERS	ON ON: Date		Time	Address
(ှိ) MUST APPEAR IN PERSON ON:	05/11	1/2020	9:30 AM	
A PLEA OF GUILTY TO THIS	CUADOR	10		
FOUNDALENT TO A COUNT	TION ACTO	15 TD TD: 41		City State 7'lp Code
EQUIVALENT TO A CONVIC	ION AF IE	RIRIAL	IF	NOTE: Mail this NOT GITT TV Pleasuithin 40 to 1
YOU ARE CONVICTED, NOT	ONLY WIL	L YOU E	BE	you by First Class Mail of your appearance date.
LIABLE TO A PENALTY, BU	I IN ADDIT	ION YOU	R	APPLICANTS UNDER 18 YEARS OF AGE
LICENSE TO DRIVE A MOTO	OR VEHICLE	E OR		MUST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.
MOTORCYCLE, AND YOUR	CERTIFICA	TE OF		
REGISTRATION, IF ANY, AR	E SUBJECT	TO.		Name of Parent or Guardian
SUSPENSION AND REVOCA	ATION AS F	RESCRI	BED	Address
BY LAW.	•			
Open deltan and the second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second sec				City State Zip Code
Conviction may subject you to a mandatory surch Assessment as prescribed by law.	arge and/or Driver R	esponsibility		FAILURE TO ANSWER THIS TICKET MALL BEGINS
Your failure to respond may result in a warrant for your arrest or suspension of your driver's			YOUR LICENSE AND A DEFAULT JUDGEMENT AGAINST YOU.	
icense and/or a default judgement against you.	//	or or April 0	mver'S	UTD-1.7 (4/02)
				\$1841.Q\$\ 1847\ \$611 B4118 B67\4A\ 1444 B4 A7444 B47\ 444 B47\ 444 B444\
				BA06BTM02C

# CITY OF BUFFALO POLICE DEPARTMENT CENTRAL BOOKING BUREAU CASE HISTORY

DEFENDANT(S): QUENTIN SUTTLES

AFN: 20-0147891

THE OFFICER IN CHARGE OF A CASE IS THE OFFICER WITH THE MOST KNOWLEDGE OF THE EVENTS LEADING TO THE ARREST. THIS OFFICER WILL ALSO BE THE ONE TO SUBMIT ALL ITEMS OF AN EVIDENTIARY NATURE TO THE CPS LAB OR PROPERTY ROOM. THE OFFICER IN CHARGE MUST GIVE A CONCISE AND SUFFICIENTLY DETAILED ACCOUNT OF THE CASE WITH SPECIFICS PERTAINING TO ALL OFFICERS INVOLVED. THIS ACCOUNT WILL ACCOMPANY ALL PAPERWORK FORWARDED TO BUFFALO CITY COURT.

THE FOLLOWING SUMMARY REPRESENTS THIS CASE FILE TO THE BEST OF MY KNOWLEDGE:

NAME OF OFFICER IN CHARGE: OFC MICAHEL SCHEU FUNCTION(S) PERFORMED: INVESTIGATED AND PLACED THE DEFENDANT UNDER ARREST; VTL SUMMONS'

NAME OF ASSISTING OFFICER #2: OFC RONALD AMMERMAN FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; 710.30

NAME OF ASSISTING OFFICER #3: OFC PETER MASSICCI FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; SUBMITTED EVIDENCE

NAME OF ASSISTING OFFICER #4: OFC JONATHAN HANOVER FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; P-31

NAME OF ASSISTING OFFICER #5: OFC JAKE GIARRANO FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST;

NAME OF ASSISTING OFFICER #6: OFC MARC HURST FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST;

NAME OF ASSISTING OFFICER #7: LT COURTNEY TRIPP FUNCTION(S) PERFORMED: ASSISTED IN INVESTIGATION; ARREST; SUPERVISED

Mala 5/10/20

	Docket Number
CITY OF BUFFALO COUNTY OF ERIE STATE OF NEW YORK	CD #: 20-1310536
The People of the State of New York vs.  QUENTIN C. SUTTLES DOB: 02/02/1990 996 WALDEN AV BUFFALO, NY 14211	) ) NOTICE TO DEFENDANT OF ) INTENTION TO OFFER EVIDENCE ) AT TRIAL (CPL 710.30 AND 700.70) )
THE PEOPLE INTEND TO OFFER AT TRIAL:	
I. STATEMENTS BY DEFENDANT: EVIDENCE OF A STATEME ENGAGED IN LAW ENFORCEMENT ACTIVITY OR TO A PERSON TH COOPERATION WITH HIM.	ENT MADE BY THE DEFENDANT TO PUBLIC SERVANT IEN ACTING UNDER HIS DIRECTION OR IN
1. Written statement (attach copy)	
2. What was said by the defendant at the time of arrest?(sp	pecify: date, place, content and to whom)
3. No statements were made Arresting	a Officers Initials:
AFTER ARREST, AFTER RIGHTS WHILE AT 121 W EAGLE THE DE RONALD AMMERMAN "I DID HAVE WEED BUT I GOT RID OF THA HAD ME AT THE CAR."	
. IDENTIFICATION OF DEFENDANT: TESTIMONY IDENTIFYIN THE OFFENSE CHARGED BY WITNESSES WHO HAVE IDENTIFIED F SPECIFICALLY:	NG THE DEFENDANT AS A PERSON WHO COMMITTED HIM AS SUCH PRIOR TO ARREST / TRIAL.
WHO MADE IDENTIFICATION OF DEFENDANT? (SPECIFY NAME DATE: 5/10/2020 PLACE: MADISON AND E EAGLE	ME <u>,PO SCHEU, MICHAEL</u>
1. Showup Identification	
2. Photograph Identification	
3. Line-up	
4. Observation of defendant upon some other occasion rele	vont to acco
5. Other (specify) DIRECT OBSERVATION	vant to case

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Printed: 5/10/2020 8:21:13 PM
  SEARCH CRITERIA
            Last Name: SUTTLES
First Name: QUENTIN
       Middle Initial:
              Name Ext:
                    DOB: 1990-02-02
                    Sex: M
                   Race: U
 LOCAL WARRANT INFORMATION
  ----- Warrant Information -
         Warrant #: 17707065
Iss. Date: 2017-08-01
Iss. Agency: Lancaster
Type: DCJS
                                    Town Police Department
          Complaint #:
          Extradition: S
                Court:
                Judge:
     Predicate Felon: fa/se
  Vulnerable Victim:
 ----- Personal Information -----
               Name SUTTLES, QUENTELL D
DOB: 1990-02-02
            Sex: M
Race: B
Height: 602
            Weight: 160
              ∄uild:
               Skin:
               Hair: BLK
Eyes: BRO
          thnicity:
  Facial Features:
           Address:
             SSN #:
             PCN #:
             FBI #:
             SID #:
 ----- Charges -----
       CHARGE: VTL 0511 M 2
   ATTEMPTED:
       COUNTS:
 DESCRIPTION:
----- Notes -----
NYSP Order of Protection
 -----NYSP ORDER OF PROTECTION DATA----
***Order of Protection Record***
            Order #: 2020-000688 Family Unit #: 160439 Status: TEMPORARY
         Issue Date: 2020-02-05 Expiry Date: 2020-08-05
Agency: BUFFALO CITY POLICE DEPARTMENT
ORI: NY0140100 Phone #: 7168514545
        ISS. Court: BUFFALO CITY COURT
Judge: FOOTE-BEAVERS, LENORA B
Type: LC Phone #: 7168452661
     Orig. Case ID:
                       Docket: CR-01488-20 Suffix:
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courcase 1:21-cv-00897-LJV-JJM Docume Service: 2020-02-05 Serving Agency:
                                                                                      Document 69-2 Filed 10/16/24 Page 290 of 350
              Law Enf Service:
               Service Caution:
                          Condition:
            Service Required: false
                Warrant Return: false
                  Court Advised: true

Caveat: ** DEFENDANT ADVISED IN COURT OF ISSUANCE AND CONTENTS OF ORDER -
                                    Misc:
        Requesting Person: VASQUEZ, DANIELLE DOB: 1995-12-11 Sex: F Race: U
                                      SSN:
                           Other ID: REQUESTOR_PROTECTED
    Caveat:
Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON: REFRAIN FROM ASSAULT, STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENACING, RECKLESS ENDANGERMENT, STRANGULATION, CRIMINAL OBSTRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL MISCONDUCT, FORCIBLE TOUCHING, INTIMIDATION, THREATS, IDENTITY THEFT, GRAND LARCENY, Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR VOICE-MAIL OR OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, TELEPHONE, E-MAIL, TELEPHONE, Terms: 1A - STAY AWAY FROM THE PERSON: DANIELLE VASQUEZ (DOB: 12/11/1995); Terms: 1B - STAY AWAY FROM THE HOME OF: THE HOME OF DANIELLE VASQUEZ (DOB: 12/11/1995)
                                Caveat:
    AT 56 ROGERS, BUFFALO, NY 14215;

Terms: 1C - STAY AWAY FROM THE SCHOOL OF THE SCHOOL OF DANIELLE VASQUEZ (DOB:
                                Terms: 1D - STAY AWAY FROM THE BUSINESS OF : THE BUSINESS OF DANIELLE VASQUEZ (DOB:
    12/11/1995);
                               Terms: 1E - STAY AWAY FROM THE PLACE OF EMPLOYMENT OF : THE PLACE OF EMPLOYMENT OF
    DANIELLE VASQUEZ (DOB: 12/11/1995);
   DANIELLE VASQUEZ (DOB: 12/11/1995);
Terms: 1F - STAY AWAY FROM (OTHER): (OTHER) DANIELLE VASQUEZ (DOB: 12/11/1995) AT 56
ROGERS, BUFFALO, NY 14215 STAY 100 FEET AWAY FROM; STAY A ONE BLOCK RADIUS FROM;
Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: NO COMMUNICATION WITH DANIELLE VASQUEZ (DOB:
    ARE NELESSARY TO FORTHER THE FORTOSES OF FROTECITON. NO COMMUNITARION WITH DANTIELLE VASQUEZ (DOB. 12/11/1995) INCLUDING, BUT NOT LIMITED TO, PHONE, MAIL, SOCIAL MEDIA OR THIRD PARTIES; Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS
   ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: POLICE ESCORT INTO THE PROTECTED ADDRESS IS PERMITTED FOR THE DEFENDANT TO OBTAIN HIS/HER PROPERTY;
                               Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
  ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THIS ORDER OF PROTECTION WILL REMAIN IN EFFECT EVEN IF THE PROTECTED PARTY HAS, OR CONSENTS TO HAVE, CONTACT OR COMMUNICATION WITH THE PARTY AGAINST WHOM THE ORDER IS ISSUED THE ORDER OF PROTECTION CAN ONLY BE MODIFIED OR TERMINATED BY THE ORDER OF PROTECTION CAN ONLY BE MODIFIED OR TERMINATED BY THE
               THE PROTECTED PARTY CANNOT BE HELD TO VIOLATE THIS ORDER NOR BE ARRESTED FOR VIOLATING THIS
                             Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
  Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: YOU WILL BE IN VIOLATION OF THIS ORDER EVEN IF THE HOME AT 56 ROGERS, BUFFALO, NY 14215 BY DANIELLE VASQUEZ;

ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: FURTHER VISITATION MAY BE ALLOWED PURSUANT TO
   Restricted Person: SUTTLES, QUENTIN C
DOB: 1990-02-02 Sex: M Race: B
Height: " Weight: 160 Eye: BRO Hair: BLK Skin:
SSN: FBI #: State ID #: 00476540N
    Youthful Offender: false
              Caution Info:
                          Caveat:
Terms: 12 - ALL FIREARMS MUST BE SURRENDERED ON OR BEFORE: SURRENDER ANY AND ALL HANDGUNS, PISTOLS, REVOLVERS, RIFLES, SHOTGUNS AND OTHER FIREARMS OWNED OR POSSESSED, INCLUDING, BUT LIMITED TO, THE FOLLOWING: ANY AND ALL AND DO NOT OBTAIN ANY FURTHER GUNS OR OTHER FIREARMS
 SUCH SURRENDER SHALL TAKE PLACE IMMEDIATELY, BUT IN NO EVENT LATER THAN TODAY AT BUFFALO POLICE
                            Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: NO COMMUNICATION WITH DANIELLE VASQUEZ (DOB: 12/11/1995) INCLUDING, BUT NOT LIMITED TO, PHONE, MAIL, SOCIAL MEDIA OR THIRD PARTIES; ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS AN ORDER OF THE FAMILY OR SUPREME COURTS IN THE FUTURE;
                           Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS
ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: POLICE ESCORT INTO THE PROTECTED ADDRESS IS PERMITTED FOR THE DEFENDANT TO OBTAIN HIS/HER PROPERTY;
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Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS

ARE NEESSARY TO FURTHER THE PURPOSES OF PROTECTION: THIS ORDER OF PROTECTION WILL REMAIN IN EFFECT EVEN IF THE PROTECTED PARTY HAS, OR CONSENTS TO HAVE, CONTACT OR COMMUNICATION WITH THE PARTY COURT THE PROTECTED PARTY CANNOT BE HELD TO VIOLATE THIS ORDER NOR BE ARRESTED FOR VIOLATING THIS Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: YOU WILL BE IN VIOLATION OF THIS ORDER EVEN IF Protection Record\*\*\* Order #: 2020-000429 Family Unit #: 227334 Status: TEMPORARY Issue Date: 2020-02-07 Expiry Date: 2020-08-07
Agency: ERIE COUNTY SHERIFFS OFFICE
ORI: NY0140000 Phone #: 7168582903
ISS. Court: ERIE COUNTY FAMILY COURT Judge: RODWIN, LISA B Type: FC Phone #: Orig. Case ID: Docket: 0-00440-20 Sufficent Ord Service: 2020-02-07 Serving Agency: Service Caution: Docket: 0-00440-20 suffix: Condition: Service Required: false Warrant Return: false Court Advised: true

Caveat: \*\* DEFENDANT ADVISED IN COURT OF ISSUANCE AND CONTENTS OF ORDER -Misc: Requesting Person: VASQUEZ, DANIELLE
DOB: 1995-12-11 Sex: F Race: B
SSN: 115843298 Other ID: REQUESTOR\_PROTECTED Alt Name: VAZQUEZ, DANIELLE Caveat:
 Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON: REFRAIN FROM ASSAULT, STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENACING, RECKLESS ENDANGERMENT, STRANGULATION, CRIMINAL OBSTRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL COERCION OR ANY CRIMINAL OFFENSE AGAINST AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR VOICE-MAIL OR OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY THIRD PARTY VASQUEZ (DOB: 12/11/1995) AND KAIEU ZEIGLER (DOB: U9/20/2018) IU INCLUDE ANY IHIRD PARTY COMMUNICATION ON BEHALF OF THE RESPONDENT;

Terms: 1A - STAY AWAY FROM THE PERSON: AVEON SUTTLES (DOB: 10/15/2015), DANIELLE TERMS: 1B - STAY AWAY FROM THE HOME OF: THE HOME OF AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 1D - STAY AWAY FROM THE BUSINESS OF: THE BUSINESS OF DANIELLE VASQUEZ (DOB: 12/11/1995). Terms: 1E - STAY AWAY FROM THE PLACE OF EMPLOYMENT OF : THE PLACE OF EMPLOYMENT OF DANIELLE VASQUEZ (DOB: 12/11/1995); Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO : OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY Protected Person: SUTTLES, AVEON DOB: 2015-10-15 Sex: F Race: U Description: SSN: Other ID: PROTECTED Caveat: Caveat:
Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON: REFRAIN FROM ASSAULT, STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENACING, RECKLESS ENDANGERMENT, STRANGULATION, CRIMINAL OBSTRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL MISCONDUCT, FORCIBLE TOUCHING, INTIMIDATION, THREATS, IDENTITY THEFT, GRAND LARCENY, COERCION OR ANY CRIMINAL OFFENSE AGAINST AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);
Terms: 14 - REFRAIN FROM COMMUNICATION RV MAIL OR RV TELEDHOME 5 MAIL VOICE MAIL OR

12/11/1995) AND KAIEO ZEIGLER (DOB: U9/20/2U18);

Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, VOICE-MAIL OR OTHER ELECTRONIC OR ANY OTHER MEANS WITH AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY THIRD PARTY

Terms: 1A - STAY AWAY FROM THE PERSON : AVEON SUTTLES (DOB: 10/15/2015), DANIELLE

Case 1.21-tv-0003 LC.

VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 1B - STAY AWAY FROM THE HOME OF: THE HOME OF AVEON SUTTLES (DOB: 10/15/2015),

Terms: 1C - STAY AWAY FROM THE SCHOOL OF: THE SCHOOL OF AVEON SUTTLES (DOB: 10/15/2015) AND KAIEO ZEIGLER (DOB: 09/26/2018);

10/15/2015) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY DAYCARE SERVICES;

Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS Case 1:21-cv-00897-LJV-JJM  $\,\,$  Document 69-2  $\,\,$  Filed 10/16/24  $\,\,$  Page 292 of 350  $\,$ Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY Protected Person: ZEIGLER, KAIEO
DOB: 2018-09-26 Sex: M Race: U Description: SSN: Other ID: PROTECTED Caveat:
 Terms: 02 - REFRAIN FROM ASSAULTING, HARASSING, ETC. THE PERSON: REFRAIN FROM ASSAULT, STALKING, HARASSMENT, AGGRAVATED HARASSMENT, MENACING, RECKLESS ENDANGERMENT, STRANGULATION, OR STRUCTION OF BREATHING OR CIRCULATION, DISORDERLY CONDUCT, CRIMINAL MISCHIEF, SEXUAL MISCONDUCT, FORCIBLE TOUCHING, INTIMIDATION, THREATS, IDENTITY THEFT, GRAND LARCENY, COERCION OR ANY CRIMINAL OFFENSE AGAINST AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE. E-MAIL. VOICE MAIL. OR Caveat: Terms: 14 - REFRAIN FROM COMMUNICATION BY MAIL OR BY TELEPHONE, E-MAIL, VOICE MAIL, OR OTHER ELECTRONIC MEANS: REFRAIN FROM COMMUNICATION OR ANY OTHER CONTACT BY MAIL, TELEPHONE, E-MAIL, VOICE-MAIL OR OTHER ELECTRONIC OR ANY OTHER MEANS WITH AVEON SUTTLES (DOB: 10/15/2015), DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018) TO INCLUDE ANY THIRD PARTY

TARMS: 1A - STAY AWAY EDOM THE DEDSON : AVEON SUTTLES (DOB: 10/15/2015) DAVIELLE COMMUNICATION ON BEHALF OF THE RESPONDENT;

Terms: 1A - STAY AWAY FROM THE PERSON: AVEON SUTTLES (DOB: 10/15/2015), DANIELLE

VASQUEZ (DOB: 12/11/1995) AND KAIEO ZEIGLER (DOB: 09/26/2018);

DANIELLE VASQUEZ (DOB: 12/11/1995) AND KAIEO DEIGLER (DOB: 09/26/2018);

Terms: 1C - STAY AWAY FROM THE HOME OF: THE HOME OF AVEON SUTTLES (DOB: 10/15/2015),

Terms: 1C - STAY AWAY FROM THE SCHOOL OF: THE SCHOOL OF AVEON SUTTLES (DOB: Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS

ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY Restricted Person: SUTTLES, QUENTIN

DOB: 1990-02-02 Sex: M Race: B

Height: '" Weight: Eye: BRO Hair: BRO Skin:

SSN: 120760917 FBI #: State ID #: Alt Name: SUTTLES, QUINTON C Youthful Offender: false Caution Info: Caveat: Terms: 12 - ALL FIREARMS MUST BE SURRENDERED ON OR BEFORE: SURRENDER ANY AND ALL HANDGUNS, PISTOLS, REVOLVERS, RIFLES, SHOTGUNS AND OTHER FIREARMS OWNED OR POSSESSED, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING: ANY AND ALL WEAPONS/FIREARMS AND DO NOT OBTAIN ANY FURTHER GUNS OR OTHER FIREARMS SUCH SURRENDER SHALL TAKE PLACE IMMEDIATELY, BUT IN NO EVENT LATER THAN IMMEDIATELY AT LAW ENFORCEMENT IS AUTHORIZED TO SEIZE ANY AND ALL FIREARMS THE RESPONDENT LATER THAN IMMEDIATELY ASSIST IN THE SURRENDER OF FIREARMS TO LAW ENFORCEMENT AT THE NEAREST POLICE PRECINCT IMMEDIATELY; 12 Terms: 13A - FIREARMS LICENSE (IF ANY) IS SUSPENDED: QUENTIN SUTTLES' (DOB: 12 ANY), PURSUANT TO PENAL LAW 40000, IS HEREBY SUSPENDED; PURSUANT TO PENAL LAW 40000, IS HEREBY SUSPENDED; QUENTIN SUTTLES' (DOB: 02/02/1990) SHALL REMAIN INELIGIBLE TO RECEIVE A FIREARM LICENSE WHILE THIS ORDER IS IN EFFECT Terms: 12 - ALL FIREARMS MUST BE SURRENDERED ON OR BEFORE : SURRENDER ANY AND ALL Terms: 99 - SPECIFIC OTHER CONDITIONS RELATING TO: OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY DCJS/NCIC Person (by Person) -----DCJS PERSON DATA-----\*\*\*Wanted Person Record\*\*\* Name: SUTTLES, QUENTELL D DOB: 1990-02-02 Sex: M Height: 6'02" Weight: 160

Weight: 160 Eye: BRO Hair: BLK

SSN: FBI #: State ID #:

Juvenile: Recidivist: true Predicate Felon: false

Warrant #: 17707065 WPN #: Status: 01 Case 1:21-cv-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 293 of 350
Warrant Date: 2017-08-01
Extradition: S -Extradition within the county of the wanting agency plus
adjacent counties
Organization: Lancaster Town Police Department
Phone #: (716)683-2800

Charge: VTL 0511 U M 2
Caveat: RECIDIVIST; THIS SUSPECT IS BASED ON A MATCH BETWEEN A NAME IN THIS RECORD OR FROM A 1990-02-02

NAME IN HIS/HER DCJS CRIMINAL HISTORY RECORD AND YOUR INQUIRY DATA.; NAM/ SUTTLES, QUENTELL D DOB/
Misc:

1L011234567891011
NY0140100

\*\*\*MESSAGE KEY QWA SEARCHES ALL NCIC PERSONS FILES WITHOUT LIMITATIONS.

\*\*\*\*\*WARNING - THE FOLLOWING IS AN NCIC PROTECTION ORDER RECORD. DO NOT
SEARCH, DETAIN, OR ARREST BASED SOLELY ON THIS RECORD. CONTACT ENTERING
AGENCY TO CONFIRM STATUS AND TERMS OF PROTECTION ORDER\*\*\*\*\* MKE/TEMPORARY PROTECTION ORDER ORI/NY0140000 NAM/SUTTLES,QUENTIN SEX/M RAC/B DOB/19900202 EYE/BRO HAI/BRO SOC/120760917 PNO/2020-000429 BRD/N ISD/20200207 EXP/20200807 CTI/NY014023J PPN/VASQUEZ, DANIELLE PSX/F PPR/B PPB/19951211 PSN/115843298 PCO/08 - SEE THE MISCELLANEOUS FIELD FOR COMMENTS REGARDING THE TERMS AND PCO/CONDITIONS OF THE ORDER. MIS/OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF MIS/PROTECTION: THE RESPONDENT SHALL HAVE A CARVE OUT FOR SUPERVISED ACCESS WITH MIS/ THE CHILD, AVEON SUTTLES (DOB: 10/15/2015), AS ORDERED BY THE ERIE COUNTY DNA/N ORI IS ERIE COUNTY SHERIFF'S OFFICE 716 858-2903 PPN/SUTTLES, AVEON PSX/F PPR/U PPB/20151015 PPN/SUTILES, AVEUN PSX/F PPK/U PPB/2U151U15
PPN/ZEIGLER, KAIEO PSX/M PPR/U PPB/20180926
PCO/01 - THE SUBJECT IS RESTRAINED FROM ASSAULTING, THREATENING, ABUSING,
PCO/HARASSING, FOLLOWING, INTERFERING, OR STALKING THE PROTECTED PERSON AND/OR
PCO/THE CHILD OF THE PROTECTED PERSON. PCO/02 - THE SUBJECT MAY NOT THREATEN A MEMBER OF THE PROTECTED PERSON'S FAMILY PCO/OR HOUSEHOLD. PCO/04 - THE SUBJECT IS REQUIRED TO STAY AWAY FROM THE RESIDENCE, PROPERTY PCO/SCHOOL, OR PLACE OF EMPLOYMENT OF THE PROTECTED PERSON OR OTHER FAMILY OR PCO/HOUSEHOLD MEMBER. PCO/HOUSEHOLD MEMBER.
PCO/O5 - THE SUBJECT IS RESTRAINED FROM MAKING ANY COMMUNICATION WITH THE PCO/PROTECTED PERSON INCLUDING BUT NOT LIMITED TO, PERSONAL, WRITTEN, OR PCO/TELEPHONE CONTACT, OR THEIR EMPLOYERS, EMPLOYEES OR FELLOW WORKERS, OR PCO/OTHERS WITH WHOM THE COMMUNICATION WOULD BE LIKELY TO CAUSE ANNOYANCE OR PCO/07 - THE SUBJECT IS PROHIBITED FROM POSSESSING AND/OR PURCHASING A FIREARM PCO/OR OTHER WEAPONS AS IDENTIFIED IN THE MISCELLANEOUS FIELD. AKA/SUTTLES,QUINTON C NIC/H700381522 DTE/20200304 0241 EST DLU/20200304 0241 EST

\*\*\*\*\*WARNING - THE FOLLOWING IS AN NCIC PROTECTION ORDER RECORD. DO NOT SEARCH, DETAIN, OR ARREST BASED SOLELY ON THIS RECORD. CONTACT ENTERING AGENCY TO CONFIRM STATUS AND TERMS OF PROTECTION ORDER\*\*\*\*\*

MKE/TEMPORARY PROTECTION ORDER
ORI/NY0140100 NAM/SUTTLES,QUENTIN C SEX/M RAC/B
DOB/19900202 HGT/602 WGT/160 EYE/BRO HAI/BLK
PNO/2020-000688 BRD/N ISD/20200205 EXP/20200805 CTI/NY014011J
PPN/VASQUEZ,DANIELLE PSX/F PPR/U PPB/19951211
PCO/08 - SEE THE MISCELLANEOUS FIELD FOR COMMENTS REGARDING THE TERMS AND
PCO/CONDITIONS OF THE ORDER.
NOA/N
MIS/OBSERVE SUCH OTHER CONDITIONS AS ARE NECESSARY TO FURTHER THE PURPOSES OF
MIS/PROTECTION: NO COMMUNICATION WITH DANIELLE VASQUEZ (DOB: 12/11/1995)
MIS/INCLUDING, BUT NOT LIMITED TO, PHONE, MAIL, SOCIAL MEDIA OR THIRD PARTIES;
DNA/N
ORI IS BUFFALO CITY PD BUFFALO 716 851-4545
PCO/01 - THE SUBJECT IS RESTRAINED FROM ASSAULTING, THREATENING, ABUSING,
PCO/HARASSING, FOLLOWING, INTERFERING, OR STALKING THE PROTECTED PERSON AND/OR
PCO/THE CHILD OF THE PROTECTED PERSON.

PCO/GRSAULE 216 COV-00897-LJV-JJM Document 69-2 Filed 10/16/24 Page 294 of 350

PCO/OR THE SUBJECT IS REQUIRED TO STAY AWAY FROM THE RESIDENCE, PROPERTY, PCO/SCHOOL, OR PLACE OF EMPLOYMENT OF THE PROTECTED PERSON OR OTHER FAMILY OR PCO/HOUSEHOLD MEMBER. PCO/HOUSEHOLD MEMBER.
PCO/05 - THE SUBJECT IS RESTRAINED FROM MAKING ANY COMMUNICATION WITH THE PGO/PROTECTED PERSON INCLUDING BUT NOT LIMITED TO, PERSONAL, WRITTEN, OR PCO/OTHERS WITH WHOM THE COMMUNICATION WOULD BE LIKELY TO CAUSE ANNOYANCE OR PCO/OTHERS WITH WHOM THE COMMONICATION WOOLD BE LIKE TO COOK AND THE PCO/OT - THE SUBJECT IS PROHIBITED FROM POSSESSING AND/OR PURCHASING A FIREARM

PCO/OF - THE SUBJECT IS FROM PUSSESSING AND/OR FURC PCO/OR OTHER WEAPONS AS IDENTIFIED IN THE MISCELLANEOUS FIELD. NIC/H220465913 DTE/20200313 0251 EDT DLU/20200313 0251 EDT

DCJS Probation -----DCJS PROBATION DATA----

\*\*\*No Probation Records Found\*\*\*

## DCJS Parole

----DCJS PAROLE DATA--

\*\*\*Parole Record\*\*\*

Name: SUTTLES, QUENTELL D
DOB: 1990-02-02 Sex: M
Height: 6'02" Weight: 160 Eye: BLK Hair: BLK

Address: 996 WALDEN AVENUE

BUFFALO,

Precinct:

Statute Offense: 2108 Category: CRIM POSS WEAP 2ND(REV 09/78)\* Effective Date: 2020-04-30 Expiry Date: 2022-10-30

Supervising Agency: ORI: Sr Parole Officer: HARTBADER, BETH

Parole Officer: ROSARIO, ELIEZER Phone #: Address:

Caveat:

# Case 1:21 EV-01897-1997 1718 Pt Of Course of South Central Booking Bureau Filed 10 Dooking No Page 295 of 350 CD No 20-1310536

CD No. AFN

P-32

Defendant Information

20-1310536 20-0147891

DEFENDANT: QUENTIN SUTTLES			DOB: 2/2/90			Date Of Arrest: 5/10/20		
Co-DEFENDANTS:								
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2. ♂.						DO		
O.	<del></del>	<u> </u>				DO	B:	
1. Officer in charge of	of case: OF	C MICHAEL S	CHEU		As	signme	nt: C480	
Victim(s) /	Witness (es)		Date / Ch	g'd	Purpo	ose	Notice	Date / Initial
2. Name								
Address								
Phone								-
3. Name					7			
Address						•		
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4. Name			<del></del>					
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Charges	PL 20	Dispos	ition		Disp. C	ode	Sento	nced to:
1. PL 195.05							Ocitie:	iced to:
2. PL 205.30								
3. PL 215.40-2			<del></del>					
4. VTL 1227-A		· · · · · · · · · · · · · · · · · · ·						<u> </u>
5. VTL 509-1						<u> </u>		
6.								
710.30 () Supporting Dep. () Forensic Req. ()	Breath D	Lab ( ) Medicals ( ) ocuments ( )			SISS DMV bany	( )		MV-104 ( ) adiness ( ) iolence ( )

# **BUFFALO PD**

68 COURT STREET
BURFALO, NY 14202

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Name:	SUTTLES, QUEN	TINC.	enganism awaren memoran ja neparan and di dalam (1992) ang Amman an araw memoranan mangaharan awaran awaran ang	the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the state of the s
DOB:	02/02/1990	Annual statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the statement of the		
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Hospita	al:	Ambulance Vehicle No.			Rank
Hospita EM (	al:	Ambulance Vehicle No.	and /or Police Officer/ Ass		Rank
ECM (		I FIMIC J			Rank
EM (Name of Doctor		Street & No.	and /or Police Officer/ Ass	ighment Transporting	
ECM (Name of Doctor		Street & No.	and /or Police Officer/ Ass	ighment Transporting	Rank Zip Code
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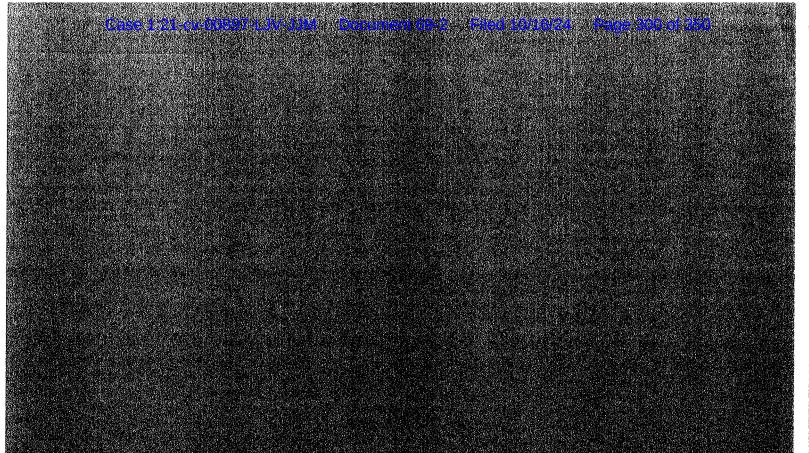
NOTICE! NO PERSON WHO APPEARS TO BE IN NEED OF MEDICAL ATTENTION SHALL BEY IN CUSTODY UNTIL HE HAS BEEN EXAMINED AND TREATED BY A PHYSICIAN OR AT A

DISTRIBUTION: Original to Hospital; Copy to CIR; Chief of Detectives; I.A.D.; Command File.

Case 1.21-cv-0089	7-LJV-JJM Docume	ent 69-2 Filed 10	716/24 Page 298 01 350
P-163 (Rev 01/15) ORI# 1501 263561	BUFFALO POLICE ARREST DATA ØELMC		PROPERTY:  YES NO
DATE: 5/10/20	INCIDENT NUMBER: 2013	310536 RICI#	AFN: 20-01478-9
DEFENDANT'S NAME: Suti	LES	QUENTIN	<u> </u>
DATE OF BIRTH: 2/2/90			BUFFALD
ARRESTING OFFICER: M. SLHC	· «	ASSISTING OFFICER	R. AMMIRIMAN
DIST.: ASSIGNMENT: ADDRESS OF ARREST:MADISON	C440 ARRE	EST DATE: 5/10/20	ARREST TIME: 1830
CHARGES: PL 195.05 PL 20		27A VTL 509.1	
ı			
NARRATIVE: DEF. WAS OBSERVE	O OPERATING NY REG	GUTS141 GOING WR	ONG WAY NORTH ON MADISON
AFRICERS INITIATED TOACES	STIP ALLA STATIS	2 2 - 4440 174	
WHILE CONDUCTING PAT PO	OFFERINA, ON SEARCH BENDEVE	O DID PUSH OFF VE	HICLE AND FIGHT WITH OFCS
			S VERBAL COMMANDS TO STOP
RISISTING/REACHING, MAN	e distribution of CS 71	COVERED WHITE YOU	PACK SUB STANCE FROM
DEF'S RIGHT POCKET SUBMI	1100 18 LAG CHARGES PE	NOING UPON TEST R	ESULTS DEF. DIO STATE HE BUT W
			race plasta pill
DEFENDANT'S ADDRESS: 996 6			
CITY: BUFFALO	STATE:NY	ZIP CODE:	US CITIZEN: XYES NO
SOCIAL SECURITY NUMBER:	>-76.0917 MAR	ITAL STATUS: SINGLE	OCCUPATION://1
DEFENDANT'S SEX:M_ HEIGHT	r: <u>6'2"</u> Weight: <u>161</u>	BUILD: Sci	EYE COLOR: BITOWN
HAIR COLOR: BLACK SKIN	TONE: MEP	RACE: BLACK	ETHNICITY:
SCARS, MARKS, TATTOOS:			
WARRANTS: YES NO (IF YE	ES, ATTACH COPY) REPORT TEC	H. INITIALS:	SATISFACTORY ID: YES NO
HAS THE DEFENDANT RECENTLY BEE	N OUTSIDE THE UNITED STATE:	S?   YES   NO	~ Nys 10
(IF YES, WHERE?):			
COMPLAINANT'S NAME:		RELA	TIONSHIP:
USE OF FORCE? □ YES □ NO	(IF YES, OFFICER(S) MUST C	COMPLETE P-1374 - USE OF	FORCE FORM)
VEHICLE TO BE IMPOUNDED? ZELYE	S □ NO PLATE#: <u>GωTS</u>	141 LOCATION	: 166 DART
TO BE ASKED BY THE REPORT TECHN			
1. Are you injured? X YES	□ NO		orrigens,
If yes, describe injury, any ha		Amturian! diel	ocated night shoulder
If yes, when were you injured		(X1)	water fight of where
		W VEC TO NO	
2. Have you received medical a	•	YES NO Taker	nto ECMC
Ut ves. Arresting Officers are	responsible of completing P-12	bl)	

PROCESSING REPORT TECHNICIAN: EMPL/DID NO .:\_

(If yes, Arresting Officers are responsible of completing P-1261)



Michael J Alberti /BPD

03/25/2021 11:16 AM

To buffalopba@buffalopba.com

cc dkillelea@gilmourkillelea.com, lkeisha M Thompson/BPD@BuffaloPoliceDept, Stephanie M

Feliciano/BPD@BuffaloPoliceDept

Subject statements

bcc

Please be advised that the following employee's are scheduled for a statement on:

Tuesday April 6, 2021

£ ...

1500 hours, Force 5/10/20 PO Ron Ammerman (T) C-Dist

EC2020-024 Excessive

1530

j

PO Mike Scheu(T) C-Dist

Ikeisha Thompson will email the officer's respective district with the Sworn Statement Notification and CC me when the notice goes out.

This will serve as the notification for the PBA and Attorney Daniel M. Killelea, Esq.

Please email me with any questions or concerns



"Heraty, David A." <David.Heraty@erie.gov> 06/30/2020 04:02 PM

To ""rvrosenswie@bpdny.org" <rvrosenswie@bpdny.org>

cc "AMLloyd@bpdny.org" <AMLloyd@bpdny.org>

bco

Subject RE: Ammerman/Suttles

Hi Rob,

I do not ... it probably hasn't been assigned at this point. We have just notified DA Sandra Doorley.

----Original Message----

From: rvrosenswie@bpdny.org <rvrosenswie@bpdny.org>

Sent: Tuesday, June 30, 2020 3:35 PM

To: Heraty, David A. <David.Heraty@erie.gov>

Cc: AMLloyd@bpdny.org

Subject: Re: Ammerman/Suttles

[Caution: this email is not from an Erie County employee: attachments or links may not be safe.]

Thank you Dave, do you have any contact info for the person that is handling this in Monroe? Please advise.

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 68 Court St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax) Email: rvrosenswie@bpdny.org

"Heraty, David A." <David.Heraty@eri e.gov>

06/30/2020 03:32 PM "rvrosenswie@bpdny.org" <rvrosenswie@bpdny.org>

CC

То

Subject

Ammerman/Suttles

Hi Rob,

Due to a conflict, we have recused ourselves from the investigation of the use of force against Quentin Suttles on May 10, 2020. The investigation will be handled by the Monroe County District Attorney.

Dave

David A. Heraty | Assistant District Attorney Erie County | District Attorney 25 Delaware Ave., 7th Floor | Buffalo, NY 14202 P:+1(716)858-2447 | F:+1(716)858-7425 David.Heraty@erie.gov | http://www.erie.gov

Robert V Rosenswie/BPD

06/30/2020 03:35 PM

To "Heraty, David A." < David. Heraty@erie.gov>

cc Andre M Lloyd/BPD@BuffaloPoliceDept

bcc

Subject Re: Ammerman/Suttles

Thank you Dave, do you have any contact info for the person that is handling this in Monroe? Please advise.

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 68 Court St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax)

Email: rvrosenswie@bpdny.org

"Heraty, David A." < David. Heraty@erie.gov>



"Heraty, David A." <David.Heraty@erie.gov> 06/30/2020 03:32 PM

To "rvrosenswie@bpdny.org" <rvrosenswie@bpdny.org>

CC

Subject Ammerman/Suttles

Hi Rob,

Due to a conflict, we have recused ourselves from the investigation of the use of force against Quentin Suttles on May 10, 2020. The investigation will be handled by the Monroe County District Attorney.

Dave

David A. Heraty | Assistant District Attorney Erie County | District Attorney 25 Delaware Ave., 7th Floor | Buffalo, NY 14202 P:+1(716)858-2447 | F:+1(716)858-7425 David.Heraty@erie.gov | http://www.erie.gov



### Robert V Rosenswie/BPD

06/30/2020 05:23 PM

To "Heraty, David A." < David. Heraty@erie.gov>

cc Andre M Lloyd/BPD@BuffaloPoliceDept

bcc

Subject Re: Ammerman/Suttles

#### Ok thanks Dave

```
Sent from my iPhone
> On Jun 30, 2020, at 4:02 PM, Heraty, David A. < David. Heraty@erie.gov > wrote:
> Hi Rob,
> I do not ... it probably hasn't been assigned at this point. We have just notified DA Sandra Doorley.
> ----Original Message-----
> From: rvrosenswie@bpdny.org <rvrosenswie@bpdny.org>
> Sent: Tuesday, June 30, 2020 3:35 PM
> To: Heraty, David A. < David. Heraty@erie.gov>
> Cc: AMLloyd@bpdny.org
> Subject: Re: Ammerman/Suttles
> [Caution: this email is not from an Erie County employee: attachments or links may not be safe.]
> Thank you Dave, do you have any contact info for the person that is handling this in Monroe? Please
advise.
> Inspector Robert V Rosenswie
> Buffalo Police Department
> Internal Affairs Division
> 68 Court St
> Buffalo, N.Y. 14202
> 716-851-4558(ofc)
> 716-851-5229(fax)
> Email: rvrosenswie@bpdny.org
>
        "Heraty, David
        A."
         <David.Heraty@eri
                                                   To
                           "rvrosenswie@bpdny.org"
                        <rvrosenswie@bpdny.org>
        06/30/2020 03:32
>
        PM
>
                                        Subject
                        Ammerman/Suttles
```



Robert V Rosenswie/BPD 05/12/2020 10:51 AM

To Andre M Lloyd/BPD@BuffaloPoliceDept

CC

bcc

Subject Fwd: 20-131-0536

Sent from my iPhone

Begin forwarded message:

From: Courtney A Tripp <CATripp@bpdny.org>

Date: May 11, 2020 at 6:42:45 PM EDT

To: Robert V Rosenswie <a href="mailto:rvrosenswie@bpdny.org">rvrosenswie@bpdny.org</a>

Subject: 20-131-0536

(See attached file: 20-131-0536-05112020183533.pdf)

Lieutenant Courtney Tripp Buffalo Police Department C-Dist 693 E Ferry Ave Buffalo, NY 14211 (716)851-4416

DIE

catripp@bpdny.org 20-131-0536-05112020183533.pdf

https://www.facebook.com/yahyah.yahyah.5602/videos/115687863469175/

Lieutenant Andre M. Lloyd Buffalo Police Department Internal Affairs Division 68 Court St., Suite 300 Buffalo, NY 14202 (716) 851-4783

email: amlloyd@bpdny.org

---- Forwarded by Robert V Rosenswie/BPD on 05/11/2020 12:23 PM ----

Alphonso Wright/BPD

ToRobert V Rosenswie/BPD@BuffaloPoliceDept

Subjectcomplainant 05/11/2020

10:02 AM

Tina Akaic - (716) 563-2343 complainant for Quentin Suttles CD# 20-131-0536

Chief Alphonso Wright **Buffalo Police Department** C District 693 E. Ferry Street Buffalo, NY 14211 (716) 851-4412

email: awright@bpdny.org



Robert V Rosenswie/BPD 05/11/2020 06:34 PM

To Andre M Lloyd/BPD@BuffaloPoliceDept

CC

bcc

Subject Fwd: Suttles

Andre, thus is starting to gain some attention. I have a disk for your file and see the below CCB docs. Please make this a priority. Let me know if you have any questions. Thank you

Sent from my iPhone

Begin forwarded message:

From: Richard J Fulinara < RJFulinara@bpdny.org>

Date: May 11, 2020 at 6:21:17 PM EDT

To: Robert V Rosenswie <a href="mailto:rvrosenswie@bpdny.org">rvrosenswie@bpdny.org</a>

**Subject: Suttles** 

 $(See\ attached\ file:\ suttles-05112020181757.pdf)\ \ \text{suttles-05112020181757.pdf})\ \ \text{suttles-05112020181757.pdf})$ 

#### Kathryn M Billanti/BPD

05/12/2020 10:11 AM

To Andre M Lloyd/BPD@BuffaloPoliceDept

cc Robert Dingwall/BPD@BuffaloPoliceDept, Robert V Rosenswie/BPD@BuffaloPoliceDept

bcc

Subject Re: Facebook videos

History:

This message has been replied to.

#### Good Morning!

I downloaded the videos but I am not in the office. Someone will be there tomorrow to be able to put them on a disc. We can let you know when they are done. If you need it sooner than that please let me know!

Thanks!

Katie

Kathryn Billanti Crime Research Analyst Erie Crime Analysis Center 68 Court St. Buffalo, NY 14202 Phone: 716.851.4452

Phone: 716.851.445; Fax: 716.851.4963

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#### Andre M Lloyd/BPD

05/11/2020 04:49 PM

To Kathryn M Billanti/BPD@BuffaloPoliceDept

cc Robert V Rosenswie/BPD@BuffaloPoliceDept, Robert Dingwall/BPD@BuffaloPoliceDept

Subject Facebook videos

Hey Katie,

Would you be able to burn to a disc the video from the below facebook links and provide me with copies.

Thank you

https://www.facebook.com/yahyah.yahyah.5602/videos/115675553470406/

https://www.facebook.com/yahyah.yahyah.5602/videos/115681536803141/

https://www.facebook.com/yahyah.yahyah.5602/videos/115686093469352/

Robert Dingwall/BPD

To Andre M Lloyd/BPD@BuffaloPoliceDept

05/12/2020 10:53 AM

cc bcc

Subject Re: Facebook videos

History:

This message has been replied to.

Lieutenant,

I provided Inspector Rosenswie with a DVD of the beginning 30-45 seconds of the incident yesterday to at least get you started until Katie can burn the remaining clips to a DVD.

Bob Dingwall
Camera System Administrator
Buffalo Police Department
rdingwall@bpdny.org
716-854-3295 office
716-799-2288 cell
Andre M Lloyd/BPD



Andre M Lloyd/BPD

05/12/2020 10:31 AM

To Kathryn M Billanti/BPD@BuffaloPoliceDept

cc Robert Dingwall/BPD@BuffaloPoliceDept, Robert V Rosenswie/BPD@BuffaloPoliceDept

Subject Re: Facebook videos

Thank you Katie! As long as they are downloaded, I can wait until they're able to be burned to a disk. I appreciate your assistance.

Lt. Lloyd

Sent from my iPhone

On May 12, 2020, at 10:11 AM, Kathryn M Billanti < KMBillanti@bpdny.org > wrote:

Good Morning!

I downloaded the videos but I am not in the office. Someone will be there tomorrow to be able to put them on a disc. We can let you know when they are done. If you need it sooner than that please let me know!

Thanks!

Katie

Kathryn Billanti Crime Research Analyst Erie Crime Analysis Center 68 Court St. Buffalo, NY 14202 Phone: 716.851.4452 Fax: 716.851.4963

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> Andre M Lloyd/BPD

ToKathryn M Billanti/BPD@BuffaloPoliceDept ccRobert V Rosenswie/BPD@BuffaloPoliceDept, Robert Dingwall/BPD@BuffaloPoliceDept

05/11/2020 04:49 PM

SubjeFacebook videos ct

Hey Katie,

Would you be able to burn to a disc the video from the below facebook links and provide me with copies.

Thank you

https://www.facebook.com/yahyah.yahyah.5602/videos/115675553470406/

https://www.facebook.com/yahyah.yahyah.5602/videos/115681536803141/

https://www.facebook.com/yahyah.yahyah.5602/videos/115686093469352/

https://www.facebook.com/yahyah.yahyah.5602/videos/115687863469175/

Lieutenant Andre M. Llovd **Buffalo Police Department** Internal Affairs Division 68 Court St., Suite 300 Buffalo, NY 14202 (716) 851-4783

email: amlloyd@bpdny.org

#### Robert V Rosenswie/BPD

05/11/2020 12:25 PM

To Andre M Lloyd/BPD@BuffaloPoliceDept

cc Gaisha B Wilson/BPD@BuffaloPoliceDept, Lavonne R. Handsor/BPD@BuffaloPoliceDept

bcc

Subject Fw: complainant Q Suttles

History:

This message has been replied to.

Andre, please contact this complaint below in reference to a complaint of ex force. I am in the process of getting a segment of video put on a disk. Let me know if there any questions. Thank you

Inspector Robert V Rosenswie **Buffalo Police Department** Internal Affairs Division 74 Franklin St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax)

Email: rvrosenswie@bpdny.org

----- Forwarded by Robert V Rosenswie/BPD on 05/11/2020 12:23 PM -----

## Alphonso Wright/BPD

05/11/2020 10:02 AM

To Robert V Rosenswie/BPD@BuffaloPoliceDept

CC

Subject complainant

Tina Akaic - (716) 563-2343 complainant for Quentin Suttles CD# 20-131-0536

Chief Alphonso Wright **Buffalo Police Department** C District 693 E. Ferry Street Buffalo, NY 14211 (716) 851-4412

email: awright@bpdny.org

Robert V Rosenswie/BPD

To Andre M Lloyd/BPD@BuffaloPoliceDept

05/11/2020 02:26 PM

cc bcc

Subject Re: complainant Q Suttles

History:

This message has been replied to.

Andre, can you look and see if body cameras were activated and if so view and preserve the footage as soon as possible. Thank you

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 74 Franklin St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax) Email: rvrosenswie@bpdny.org

Andre M Lloyd/BPD



#### Andre M Lloyd/BPD

05/11/2020 12:59 PM

To Robert V Rosenswie/BPD@BuffaloPoliceDept

cc Gaisha B Wilson/BPD@BuffaloPoliceDept, Lavonne R. Handsor/BPD@BuffaloPoliceDept

Subject Re: complainant Q Suttles

Ok. Will do. Andre

Sent from my iPhone

On May 11, 2020, at 12:25 PM, Robert V Rosenswie <a href="mailto:rvrosenswie@bpdny.org">rvrosenswie@bpdny.org</a> wrote:

Andre, please contact this complaint below in reference to a complaint of ex force. I am in the process of getting a segment of video put on a disk. Let me know if there any questions. Thank you

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 74 Franklin St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax)

Email: rvrosenswie@bpdny.org



"D Angelo, Bianca S" <BD'Angelo@monroecounty. gov> 01/04/2021 12:41 PM

To "amlloyd@bpdny.org" <amlloyd@bpdny.org>

CC

bcc

Subject Buffalo PD Investigation Status

History:

This message has been replied to and forwarded.

Dear Lt. Lloyd:

As per our phone call this morning, the investigation is still pending. I will let you know if/when there is a change in status. Thank you for your call.

Bianca Stella D'Angelo Assistant District Attorney 47 South Fitzhugh Street Rochester, New York 14614 P: 585-753-4617

PLEASE NOTE THAT EMAIL IS THE MOST EFFECTIVE WAY TO REACH ME!

-- Confidentiality Notice -- This email message, including all the attachments, is for the sole use of the intended recipient(s) and contains confidential information. Unauthorized use or disclosure is prohibited. If you are not the intended recipient, you may not use, disclose, copy or disseminate this information. If you are not the intended recipient, please contact the sender immediately by reply email and destroy all copies of the original message, including attachments.

Michael J Alberti /BPD

05/13/2021 09:48 AM

- To Alphonso Wright/BPD@BuffaloPoliceDept
- cc Barbara A Lark/BPD@BuffaloPoliceDept, Robert V Rosenswie/BPD@BuffaloPoliceDept, Joseph M Langdon/BPD@BuffaloPoliceDept, Jason R

bcc

Subject Re: PO Scheu / PO Ammerman

Chief Wright,

Just wanted to update you on the email I sent you yesterday regarding PO Scheu and PO Ammerman as I later discovered PO Scheu transferred to MP2 and his days off are different than originally stated.

PO Ronald Ammerman will be brought back from Administrative Leave on Wednessday 5/19/21 and upon his return to work that day at 1600 hours is to report immediately to the Cheektowaga Police Department's Range for his annual qualification with his Department issued Glock before he is released to work back on patrol.

PO Michael Scheu is scheduled to be on his first WV next. Wednesday but must report to the Cheektowaga Police Department's Range on Wednessday 5/19/21 to qualify with his department issued Glock. DPC Lark has authorized PO Scheu to get 4 hours of OT to do this and in discussion between the Range, myself and PO Scheu the hours for this will be 0800 - 1200

DPC Lark has determined both Officer's will in addition to thier qualifications be required to attend remedial article 35 training which she will decide the date for this after having discussion regarding same with Lt. James Stabler of the Academy

Both PO Scheu and PO Ammerman were notified yesterday by me regarding all of which I mentioned above and I respectfully recommend they be notified by thier Command of same. Should you need anything else regarding this please call me

Respectfully,

Lt. Michael Alberti Michael J Alberti/BPD

Michael J Alberti /BPD

05/12/2021 04:19 PM

To Alphonso Wright/BPD

cc Barbara A Lark/BPD@BuffaloPoliceDept, Robert V Rosenswie/BPD@BuffaloPoliceDept, Joseph M Langdon/BPD@BuffaloPoliceDept, Jason R Whitenight/BPD@BuffaloPoliceDept

Subject PO Scheu / PO Ammerman

Chief Wright.

Today, 5/12/21, DPC Lark did hear IAD Case EC2020-024 which was an excessive force complaint involving PO Michael Scheu and PO Ronald Ammerman from Madison / E. Eagle on 5/10/20. After hearing all evidence related to the case, DPC Lark did determine the allegations against both Officer's were Not sustained. Per DPC Lark, PO Scheu and PO Ammerman are cleared to be brought back from Administrative leave on Wednessday May 19,2021 and on that day during at the start of their shift they are

to report to the Cheektowaga Police departments randge and qualify with thier Department issued Firearm as they both have not qualified since 3/4/2020.

I will be notyfying both Officers regarding this matter and would recommend their command follow up with them as well. Should you have any questions please call me

Respectfully,

Lt. Michael Alberti

Robert V Rosenswie/BPD

To Andre M Lloyd/BPD@BuffaloPoliceDept

05/12/2020 11:31 AM

cc bcc

Subject Re: OT Request UOF2020-158

Approved, thank you

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 74 Franklin St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax) Email: rvrosenswie@bpdny.org

Andre M Lloyd/BPD

Andre M Lloyd/BPD

05/12/2020 11:22 AM

To Robert V Rosenswie/BPD@BuffaloPoliceDept

СС

Subject OT Request UOF2020-158

Inspector,

I request permission to conduct a neighborhood canvass on the evening of 5/12/2020 in the area of E Eagle St. and Madison St.in order to investigate Excessive Force complainant UOF2020-158.

Thank you

Lieutenant Andre M. Lloyd Buffalo Police Department Internal Affairs Division 68 Court St., Suite 300 Buffalo, NY 14202 (716) 851-4783 email: amlloyd@bpdny.org Kathryn M Billanti/BPD

To Andre M Lloyd/BPD@BuffaloPoliceDept

05/12/2020 11:32 AM

СС bcc

Subject Re: Facebook videos

History:

This message has been replied to.

I think Bob is going to try to put them to disc for you!

Kathryn Billanti Crime Research Analyst Erie Crime Analysis Center 68 Court St. Buffalo, NY 14202 Phone: 716.851.4452

Fax: 716.851.4963

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Andre M Lloyd/BPD

05/12/2020 10:31 AM

To Kathryn M Billanti/BPD@BuffaloPoliceDept

cc Robert Dingwall/BPD@BuffaloPoliceDept, Robert V Rosenswie/BPD@BuffaloPoliceDept

Subject Re: Facebook videos

Thank you Katie! As long as they are downloaded, I can wait until they're able to be burned to a disk. I appreciate your assistance.

Lt. Lloyd

Sent from my iPhone

On May 12, 2020, at 10:11 AM, Kathryn M Billanti < KMBillanti@bpdny.org > wrote:

Good Morning!

I downloaded the videos but I am not in the office. Someone will be there tomorrow to be able to put them on a disc. We can let you know when they are done. If you need it sooner than that please let me know!

Thanks!

Katie

Kathryn Billanti Crime Research Analyst Erie Crime Analysis Center 68 Court St. Buffalo, NY 14202

Phone: 716.851.4452 Fax: 716.851.4963

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Andre M

Lloyd/BPD

ToKathryn M Billanti/BPD@BuffaloPoliceDept ccRobert V Rosenswie/BPD@BuffaloPoliceDept, Robert

05/11/2020 04:49 PM

Dingwall/BPD@BuffaloPoliceDept SubjeFacebook videos

Hey Katie,

Would you be able to burn to a disc the video from the below facebook links and provide me with copies.

Thank you

https://www.facebook.com/yahyah.yahyah.5602/videos/115675553470406/

https://www.facebook.com/yahyah.yahyah.5602/videos/115681536803141/

https://www.facebook.com/yahyah.yahyah.5602/videos/115686093469352/

https://www.facebook.com/yahyah.yahyah.5602/videos/115687863469175/

Lieutenant Andre M. Lloyd **Buffalo Police Department** Internal Affairs Division 68 Court St., Suite 300 Buffalo, NY 14202 (716) 851-4783 email: amlloyd@bpdny.org Robert V Rosenswie/BPD

05/12/2020 02:29 PM

To "Ms. Wilson Wilson" <gbwil@hotmail.com>

cc Andre M Lloyd/BPD@BuffaloPoliceDept

bcc

Subject Re: Hello

Giasha, We have a case opened on this. Lt Lloyd will be investigating the matter, I cc'd him on this email.

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 74 Franklin St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax)

Email: rvrosenswie@bpdny.org

"Ms. Wilson Wilson" <gbwil@hotmail.com>



"Ms. Wilson Wilson" <gbwil@hotmail.com> 05/12/2020 02:10 PM

To "rvrosenswie@bpdny.org" <rvrosenswie@bpdny.org>

СС

Subject Hello

Inspector,

We have received several messages regarding a recent video of two Buffalo Police Officers' using excessive forced towards the suspect in the video. As of yet we have not received any messages from the male in the video nor from anyone who was actually there. I have attached a screen shot of the video but unfortunately can't attach the video.

Please advise moving forward.

Respectfully Submitted,

PO Gaisha B. Wilson

THE BUFFALO BILLS BIGGEST FAN!

Andre M Lloyd/BPD 05/13/2020 12:29 PM

To Kathryn M Billanti/BPD@BuffaloPoliceDept, Robert Dingwall/BPD@BuffaloPoliceDept

cc Robert V Rosenswie/BPD@BuffaloPoliceDept

Subject Re: Facebook videos

Thank you. I have an additional facebook video below which shows the complainant speaking with family members after his release. Can you please download and copy this video as well.

Thank you

https://www.facebook.com/yahyah.yahyah.5602/videos/116028956768399/

Lieutenant Andre M. Lloyd **Buffalo Police Department** Internal Affairs Division 68 Court St., Suite 300 Buffalo, NY 14202 (716) 851-4783 email: amlloyd@bpdny.org Kathryn M Billanti/BPD

Kathryn M Billanti/BPD

05/12/2020 11:32 AM

To Andre M Lloyd/BPD@BuffaloPoliceDept

CC

Subject Re: Facebook videos

I think Bob is going to try to put them to disc for you!

Kathryn Billanti Crime Research Analyst Erie Crime Analysis Center 68 Court St. Buffalo, NY 14202 Phone: 716.851.4452

Fax: 716.851.4963

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Andre M Lloyd/BPD 05/12/2020 10:31 AM

To Kathryn M Billanti/BPD@BuffaloPoliceDept



cc Robert Dingwall/BPD@BuffaloPoliceDept, Robert V Rosenswie/BPD@BuffaloPoliceDept Subject Re: Facebook videos

Thank you Katie! As long as they are downloaded, I can wait until they're able to be burned to a disk. I appreciate your assistance.

Lt. Lloyd

Sent from my iPhone

On May 12, 2020, at 10:11 AM, Kathryn M Billanti < KMBillanti@bpdny.org > wrote:

Good Morning!

I downloaded the videos but I am not in the office. Someone will be there tomorrow to be able to put them on a disc. We can let you know when they are done. If you need it sooner than that please let me know!

Thanks!

Katie

Kathryn Billanti Crime Research Analyst Erie Crime Analysis Center 68 Court St. Buffalo, NY 14202 Phone: 716.851.4452

Fax: 716.851.4963

Information contained in this document is considered LAW ENFORCEMENT SENSITIVE and is provided for official law enforcement use only. Unauthorized secondary dissemination of this material is strictly prohibited. Any secondary dissemination outside of law enforcement without approval of the Erie Crime Analysis Center and/or the originating agency may be subject to criminal and/or administrative penalties Andre M Lloyd/BPD

> Andre M Lloyd/BPD

ToKathryn M Billanti/BPD@BuffaloPoliceDept

ccRobert V Rosenswie/BPD@BuffaloPoliceDept, Robert Dingwall/BPD@BuffaloPoliceDept

05/11/2020 04:49 PM

SubjeFacebook videos

ct

Hey Katie,

Would you be able to burn to a disc the video from the below facebook links and provide me with copies.

Thank you

https://www.facebook.com/yahyah.yahyah.5602/videos/115675553470406/
https://www.facebook.com/yahyah.yahyah.5602/videos/115681536803141/
https://www.facebook.com/yahyah.yahyah.5602/videos/115686093469352/
https://www.facebook.com/yahyah.yahyah.5602/videos/115687863469175/

Lieutenant Andre M. Lloyd Buffalo Police Department Internal Affairs Division 68 Court St., Suite 300 Buffalo, NY 14202 (716) 851-4783 email: amlloyd@bpdny.org Robert V Rosenswie/BPD

05/13/2020 01:00 PM

To "Ms. Wilson Wilson" <gbwil@hotmail.com>

cc "AMLloyd@bpdny.org" <AMLloyd@bpdny.org>

bcc

Subject Re: Q Suttles Attorney

Thank you

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 74 Franklin St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax) Email: rvrosenswie@bpdny.org

"Ms. Wilson Wilson" <gbwil@hotmail.com>



"Ms. Wilson Wilson" <gbwil@hotmail.com> 05/13/2020 12:58 PM

To "rvrosenswie@bpdny.org" <rvrosenswie@bpdny.org>

cc "AMLloyd@bpdny.org" <AMLloyd@bpdny.org>

Subject Q Suttles Attorney

Sir,

I did contact Attorney April Robinson twice today. I did leave her message regarding where so can send a formal complaint to our office. I just checked the voicemail and she has not returned my call as of yet. Take care and be safe.

Attorney April A. Robinson
The Elevation Law Firm
(404) 819 1980
Respectfully Submitted,
PO Gaisha B. Wilson
THE BUFFALO BILLS BIGGEST FAN!

Robert V Rosenswie/BPD

To Andre M Lloyd/BPD@BuffaloPoliceDept

05/14/2020 09:58 AM

cc bcc

Subject ammerman/scheu

Andre, per our conversation please provide ADA Joe Agro with a copy of our entire file relating to Ammerman and Scheu ASAP. His contact number is 716-858-2545 (ofc) 716-866-8412(c) his email is joseph.agro@erie.gov. Let me know if you have any issues or questions. Thank you

Inspector Robert V Rosenswie Buffalo Police Department Internal Affairs Division 74 Franklin St Buffalo, N.Y. 14202 716-851-4558(ofc) 716-851-5229(fax)

Email: rvrosenswie@bpdny.org

Michael J Alberti /BPD

"Garlick,Zachary T." <zgarlick@ch.ci.buffalo.ny.us>

04/21/2021 10:09 AM

CC bcc

Subject Re: 50-H Transcript Request

Hi Zach,

Wondering if Ms. Rachely Cortorreal ever showed for her 50-H? Also, I a was given Lt. Lloyd's case involving PO Ammerman and PO Scheu fom 5/10/20 and was wondering if Mr. Quentin Suttles has given a 50H also or is scheduled to do so?

Thank you,

Lt. alberti Michael J Alberti/BPD

Michael J Alberti /BPD

03/26/2021 03:12 PM

To "Garlick,Zachary T." <zgarlick@ch.ci.buffalo.ny.us>

CC

Subject Re: 50-H Transcript Request

Hello Zach,

wondering if complainant showed for 50-H and if so could I get a copy

Regards,

Lt. Alberti

"Garlick,Zachary T." <zgarlick@ch.ci.buffalo.ny.us>



"Garlick, Zachary T." <zgarlick@ch.ci.buffalo.ny.us

02/26/2021 10:07 AM

To "mjalberti@bpdny.org" <mjalberti@bpdny.org>

cc "rvrosenswie@bpdny.org" <rvrosenswie@bpdny.org>

Subject Re: 50-H Transcript Request

50-h is scheduled for March 25, 2021.

Zachary Garlick

Assistant Corporation Counsel

City of Buffalo: Department of Law

1135 City Hall: 65 Niagara Square Buffalo, New York 14202

Phone: (716) 851-4770

Email: zgarlick@city-buffalo.com

From: mjalberti@bpdny.org <mjalberti@bpdny.org>
Sent: Wednesday, February 24, 2021 3:44 PM

**To:** Garlick, Zachary T. <zgarlick@ch.ci.buffalo.ny.us> **Cc:** rvrosenswie@bpdny.org <rvrosenswie@bpdny.org>

Subject: Re: 50-H Transcript Request

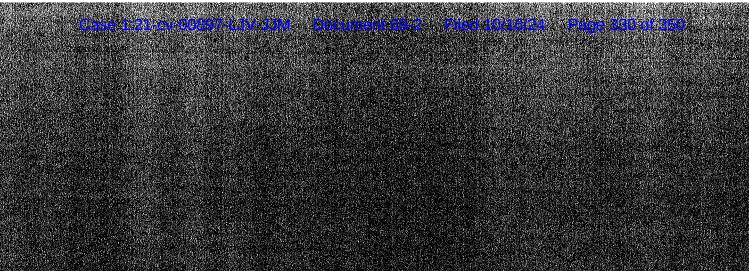
ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Hello Zack,

Working on a case opened from a Notice of Claim received from Attorney Jeffrey Krajewski and his clients allegations stemming from her arrest late on 11/8/20 and subsequent incarceration into CCB on 11/9/20. Has his client, Rachely Corrrtorreal given a 50-H or scheduled to do so?

Thank you,

Lt. Mike Alberti Internal Affairs Division



2 hrs ·

Share!!! Buffalo, NY Police are targeting, pulling over our young men and women and treating them like shit. This young man could have been killed had this not been filmed, but was beaten although it was being filmed. Please anyone seeing a car stop please film. This young man has a broken collar bone and eye socket. I don't care if he has a police record. It has nothing to do with the Officers behavior. The Officer needs a police record for assault. #drivingwhileblack #breathingwhileblack #thebluewallofviolence



https://www.facebook.com/search/top/?q=cariol holloman-home&epa=FILTERS&filters=eyJpbnRtcmFjdGVkX3Bvc3Rzljoie1wibmFtZVwiOlwiaW50ZXJhY3RIZF9wb3N0c1wiLFwiYXJnc1wiOlwiXCJ9In0... Danhai Wazav Banke and 117 athere

טי כטווווודפוווט טטט טוומומט cariol holloman-home - Facebook Search ר מטטטו ו ומבסץ טמווה אווט ואו טעופו

Like

Share

Comment

Rex Powell #KillerCops #SlavePatrol

Like · Reply · 2h · Edited

D.w. Yarbrough Cops face looks ready for a boot

Like · Reply · 2h



Rex Powell



Like · Reply · 2h



Dorrain Roundtree Rex Powell What is that? A badge from 1858? Wow.

Like · Reply · 52m



Rex Powell Dorrain Roundtree Yep! The origins of police is slave patrols ...

Like · Reply · 47m

Dorrain Roundtree Rex Powell I never knew that! It all



Write a reply...

https://www.facebook.com/search/top/?q=cariol holloman-home&epa=FILTERS&filters=eyJpbnRlcmFjdGVKX3Bvc3Rzljoie1wibmFtZVwiOlwiaW50ZXJhY3RIZF9wb3N0c1wiLFwiYXJnc1wiOlwiXCJ9In0...



## Donna Price-Mereau Where is this

ike · Reply · 2h

Kitty Johnson What's happening in the first pic?



Like · Reply · 1h



Cariol Holloman-Horne Buffalo, NY

ike · Reply · 1h



Donna Price-Mereau Cariol Holloman-Horne Wowwww wtf

Like · Reply · 1h



Marquell Mack This is sad

Like · Reply · 1h



are either for them or against them no straddling the fence! Time to children from these rouge white male Buffalo Police Officers. You Cariol Holloman-Horne We have to protect our young black break the #codeofviolence

Like · Reply · 1h

9



Patricia Roberts WOW

ike · Reply · 1h



Vivian Gwathney Truly sad .jesus

Like · Reply · 1h



Eudora Brown Wow

Like · Reply · 1h



Tia Mackie Lord take the wheel..and end all this hatred and crimes against our young black neighbors in our community

Like · Reply · 1h · Edited



Kisha Fulgham

Like · Reply · 1h

Mya Patterson This is why I carry a gun I'll shoot all of them

Like · Reply · 1h

Cariol Holloman-Horne Mya Patterson seems like that is what needs to happen. They are too comfortable violating our rights. Misusing the law to hold us hostage and beat the living dog shit out of us because the feel they can #thethinbluelie

Like · Reply · 1h · Edited

ന

Skip Plomo Yplata Mya Patterson erase your comment asap they gave a kid from the town 15 years for this

Like · Reply · 1h

Cariol Holloman-Horne Skip Plomo Yplata she is only talking about protecting herself. She is fine.

Like · Reply · 1h

Cariol Holloman-Horne Skip Plomo Yplata we need to get him out of jail if he didn't get out yet cause that is some BS!

Like · Reply · 1h · Edited

Dion J Jackson Mya Patterson

Like · Reply · 1h

Skip Plomo Yplata Cariol Holloman-Horne I totally understand i come a wild up bringing just looking out for my people

Like · Reply · 31m

Cariof Holloman-Horne Skip Plomo Yplata, but yet they are still abusing and killing us.

Like - Reply - 30m

Skip Plomo Yplata Cariol Holloman-Horne only if you knew Like Reply 12m

Cariol Holloman-Horne Skip Plomo Yplata I do

cariol holloman-home - Facebook Search

Like · Reply · 9m



Write a reply...

Tamicka Hancock What in the actual fuck gives them the right

Like · Reply · 1h



them the right because we are only in an uproar for a second Cariol Holloman-Horne Tamicka Hancock WE have given and then go back to doing us.

Like · Reply · 1h



Glenn Gadley

Like · Reply · 1h



Classy Msirresistablesweetness Starks Crazy shit

Like · Reply · 1h



Mo Maldo News 4 WIVB Buffalo

Like · Reply · 1h



Damario Daffy Douglas Wow this is messed up

ike · Reply · 1h



Tina Vickers Who is the officer

Like · Reply · 1h



Cariol Holloman-Horne Tina Vickers I'll find out and give the commissioners number to give him a chance to step up for once.

Like · Reply · 1h



Dion J Jackson Alright now when one of these cops gets their

https://www.facebook.com/search/top/?q=cariol holloman-home&epa=FILTERS&filters=eyJpbnRlcmFjdGVKX3Bvc3RzIjoie1wibmFtzVwiOlwiaW50ZXJhY3RIZF9wb3N0c1wiLFwiYXJnc1wiOlwiXCJ9ln0...

head blown the f-k off and folks start going after their families then what?

Like · Reply · 1h

Car

Cariol Holloman-Horne Dion J Jackson exactly!

Like · Reply · 1h

Keith Coleman PROBABLY HAS A FAMILY.....DAD AT WORK ....SERVING AND PROTECTING.....modern media has revolutionised the way we receive the news...one day he and his evil friends will be in a nursing home and somebody will remember his face....it alway pays to treat people with respect.

Like · Reply · 1h

Vonnie SkinoWorld Glover Same Cops That Harassed me and gave me 6 tickets for nothing

Like · Reply · 1h

GiGi Bragg Renfro My son was recently stopped by BPD and he was arrested but they took his phone his bank card a credit and 3000 cash they told him he was a drug dealer which he is not he make jewelry and his a college student they released him they next day when he try... See More

Like · Reply · 1h

Kayla George GiGi Bragg Renfro FUNNY. Exact same thing happened to me two weeks ago......

Like - Reply - 41m

Cariol Holloman-Horne GiGi Bragg Renfro who was the Officer.

Like · Reply · 37m

Deshaun Houston Thats Ammerman always been an asshole cop

Daniels Jae Greg D Garrett Jr.

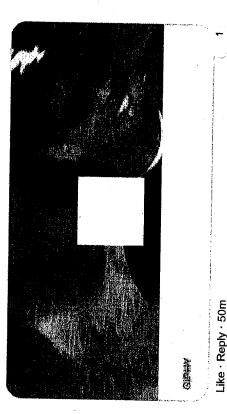
Like · Reply · 53m

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https://www.facebook.com/search/top/?q=cariol holloman-horne&epa=FILTERS&filters=eyJpbnRlcmFjdGVKX3Bvc3Rzljoie1wibmFtZVwiOlwiaW50ZXJhY3RlZF9wb3N0c1wiLFwiYXJnc1wiOlwiXCJ9In0…

cariol holloman-home - Facebook Search
Sew Woo Hold your head my G this shit crazy don't worry they
better invest in getting them 2 dick heads a bullet proof car fuck the
police



Antho

Anthony Ramirez Regardless of what a person does if the officer is not in any danger of loosing a life he has no right to abuse a person just because. Your telling me two officers on one person and they couldn't handcuff them? No need to choke a person and throw multiple punches to the face. Let it be the other way around the cop not in uniform and being treated like that by a cop he would not like it would he

Like · Reply · 49m · Edited



Eric Olivera Fuck buffalo police

Like · Reply · 38m



Clinton Davis Were this mother fucker at someone needs to to this to his bitch as kids son of a real bitch his mother.

. Like · Reply · 32m



Andy Williams Fuck 12

Like · Reply · 32m



Destini McClain They follow me all the time cause my car was from Ohio n I N October I was assaulted by buffalo police because there officer posed a fake crime scene I beaT the case she lied and said she was in an accident and There wasn't an accident my daughter

https://www.facebook.com/search/top/?q≕cariol holloman-home&epa≂FILTERS&filters=eyJpbnRlcmFjdGVkX3Bvc3Rzljoie1wibmFtZVwiOiwiaW50ZXJhY3RlZF9wb3N0c1wiLFwiYXJnc1wiOlwiXCJ9In0...

and I were both attacked beating a black person or screaming cariol holloman-home - Facebook Search resisting and the person hands in the air

Like · Reply · 30m

police held then released I was falsely accused and the judge was Destini McClain Pulled out the window my car was held 30 day white also I beat the case after two months

Like Reply · 29m

Myles Soules Lesiey Soules

Like · Reply · 22m

Amancio Torres Smfh

Like - Reply - 11m



Leona Perry

Like · Reply · 8m

**Daphne Blue** Craziness



Màni Mònroè D.Money Narain

Like · Reply · 1m

Laura Taylor Very sad this shit is still happening...

Like - Reply · 1m



Write a comment...



₹

off the street. We fear for our lives. I'll demand that these Officers be taken post the addresses of where their Commissioner Byron Lockwood, families live if he does nothing. (716)851-4040 Call Police #fedupwhileblack

10

Comment

Like

Share

12 Comments 30 Shares

5/11/2020

13

## off the street. We fear for our lives. I'll demand that these Officers be taken Commissioner Byron Lockwood, post the addresses of where their families live if he does nothing. (716)851-4040 Call Police #fedupwhileblack

9

12 Comments 30 Shares

Comment

Like

Share

Leo Love There was a woman on answer machine

Like · Reply · 28m

Cariol Holloman-Horne Leo Love leave a message, call tomorrow or both. Thanks

Like · Reply · 26m · Edited

Leo Love Cariol Holloman-Home I left message

Leo Love Didn't really know what to say but I summed it up Like · Reply · 22m

https://www.facebook.com/search/top/?q=cariol holloman-home&epa=SEARCH\_BOX

Like · Reply · 22m

Cariol Holloman-Horne Leo Love I'm sure you didn't sound stupid...silence is stupid, you spoke up!

Like · Reply · 20m

Write a reply...

Tyheisha Edwards Do you know the officers name?

Like · Reply · 17m

Cariol Holloman-Horne Tyheisha Edwards not yet Like · Reply · 16m

asking because I wanted to call and leave a message but Tyheisha Edwards Cariol Holloman-Home ok I was just didn't know their names

Like · Reply · 15m

out of our neighborhoods because these Officers are not the only ones abusing us. C District Officers are a big problem. mention, they we want all of the rogue Officers doing these unprovoked, violent car stops to be reprimanded and taken Cariol Holloman-Horne Tyheisha Edwards You can just

Like · Reply · 11m · Edited

Tyheisha Edwards Cariol Holloman-Home ok thank you. I'm definitely calling

Like · Reply · 5m

Cariol Holloman-Horne Tyheisha Edwards thanks and encourage others to call also, please.

Like - Reply · 2m

Tyheisha Edwards Cariol Holloman-Horne will do

Like - Reply - 1m

2/3



1 Comment 4 Shares

ਲ

Comment

Like

26

Share

Venus Marie LeTo

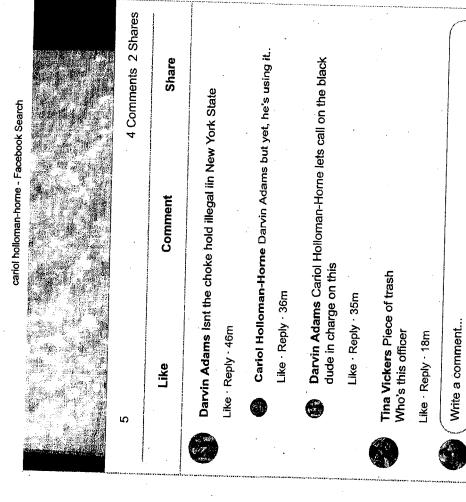
5/11/2020

https://www.facebook.com/search/top/?q=cariol holloman-home&epa=SEARCH\_BOX

Q D 1/2

https://www.facebook.com/search/top/?q=cariol holloman-home&epa=SEARCH\_BOX

https://www.facebook.com/search/top/?q=cariol holloman-home&epa=SEARCH\_BOX



## **CONFIDENTIAL INFORMATION - DO NOT DISSEMINATE**

DISCIPLINARY CARD CURRENT AS OF: May 14, 2020

NAME: AMMERMAN, RONALD J.

RANK: POLICE OFFICER

UNIT: C DISTRICT

DOB: 12/08/1992 DOA: 11/04/2016 **EMPLOYEE #174114** 

RECEIVED DRUG TESTING POLICY: RECEIVED RULES & REGULATIONS: RECEIVED CONFINEMENT POLICY:

SO 2016-426 APPROVED TO THE POSITION OF PERMANENT PROBATIONARY POLICE OFFICER AND IS ASSIGNED TO THE ACADEMY EFF., 11/04/16.

SO 2017-103 IS TRANSFERRED FROM THE ACADEMY TO THE D-DIST., EFF., 4/3/17.

SO 2017-256 TRANSFERRED FROM THE D-DIST. TO C-DIST., EFF., 8/14/17.

LAWSUIT:

IAD#	DATE OPENED	COMPLAINT	DISPOSITION	LETTER TO COMPLAINANT
EF2019-013	05/19/2019	EXCESSIVE FORCE	NOT SUSTAINED 07/24/2019	Yes
EC2019-017	05/24/2019	CONDUCT (RUDE/HARASSMEN T)	CASE PENDING	
VA2019-067	07/01/2019	CITY INV. ACC/PDO; PERSUIT	DPC CONF. REQ. 10/16/2019	N/A
VA2019-070	06/28/2019	CITY INV. ACC/INJURY	EXONERATED, 8/7/2019	N/A
IC2019-068	09/03/2019	PROCEDURES/ WEAPON SAFETY	DPC CONF. REQ. 10/16/2019	N/A
EC2020-024	05/10/2020	EXCESSIVE FORCE	CASE PENDING	

## **CONFIDENTIAL INFORMATION - DO NOT DISSEMINATE**

DISCIPLINARY CARD CURRENT AS OF: May 14, 2020

NAME: SCHEU, MICHAEL C. RANK: POLICE OFFICER UNIT: C DISTRICT

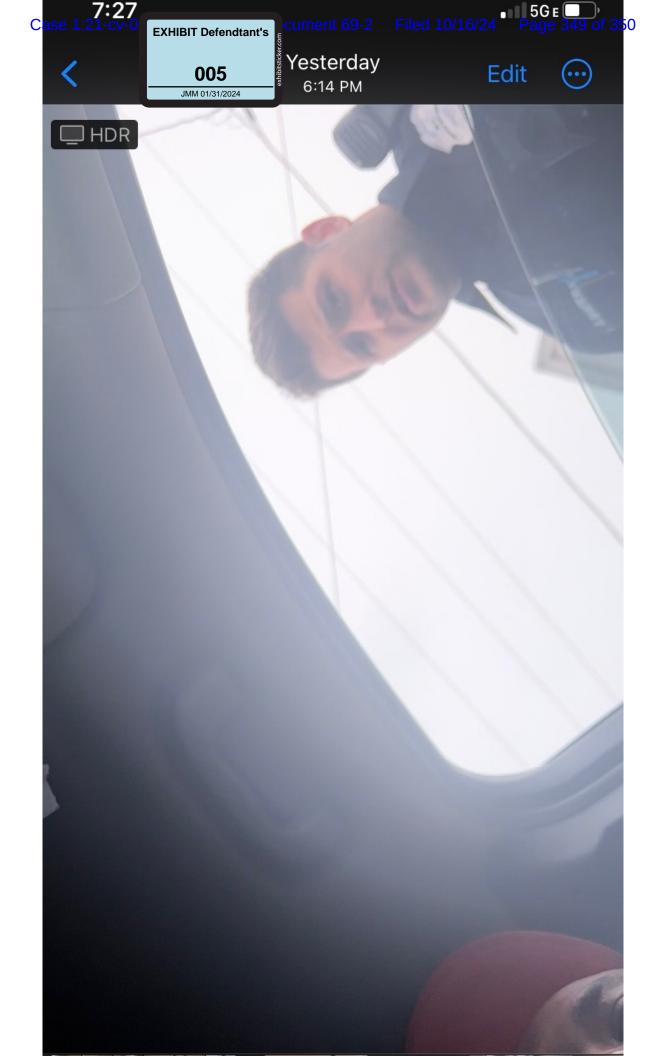
DOB: 01/20/1987 DOA: 01/13/2012 EMPLOYEE # 172580

RECEIVED DRUG TESTING POLICY: RECEIVED RULES & REGULATIONS: RECEIVED CONFINEMENT POLICY:

SO 2012-06 APPROVED APPOINTMENT TO THE POSITION OF PERMANENT PROBATIONARY POLICE OFFICER EFF., 1/13/12. SO 2012-305 EFF., 11/12/12, TRANSFERRED FROM THE ACADEMY TO THE C-DIST.

LAWSUIT:

PSD#	DATE OPENED	COMPLAINT	DISPOSITION	LETTER TO COMPLAINANT
EC2020-024	05/10/2020	USE OF FORCE	CASE PENDING	





**EXHIBIT Defendant's** 

006

JMM 01/31/2024

0:00:01









0:00:43